

JOURNAL
of the
SENATE OF THE
TWENTY - FOURTH LEGISLATURE
of the
STATE OF HAWAII

Regular Session of 2007

Convened Wednesday, January 17, 2007

Adjourned Thursday, May 3, 2007

OFFICERS OF THE SENATE

President

HONORABLE COLLEEN HANABUSA..... Honolulu, Hawaii

Vice President

HONORABLE DONNA MERCADO KIM Honolulu, Hawaii

Clerk

CAROL T. TANIGUCHI..... Honolulu, Hawaii

Assistant Clerk

LAUREL A. JOHNSTON Honolulu, Hawaii

Sergeant at Arms

BIENVENIDO C. VILLAFLOR..... Honolulu, Hawaii

Assistant Sergeant at Arms

JAYSON M. WATTS..... Honolulu, Hawaii

LIST OF MEMBERS
of the
SENATE OF THE TWENTY-FOURTH LEGISLATURE
of the
STATE OF HAWAII

DISTRICT	NAME	ADDRESS
First	INOUYE, LORRAINE R. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Second	KOKUBUN, RUSSELL S. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Third	WHALEN, PAUL (R)	The Senate State Capitol Honolulu, Hawaii 96813
Fourth	TSUTSUI, SHAN S. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fifth	BAKER, ROSALYN H. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Sixth	ENGLISH, J. KALANI (D)	The Senate State Capitol Honolulu, Hawaii 96813
Seventh	HOOSER, GARY L. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eighth	SLOM, SAM (R)	The Senate State Capitol Honolulu, Hawaii 96813
Ninth	IHARA, JR., LES (D)	The Senate State Capitol Honolulu, Hawaii 96813
Tenth	TANIGUCHI, BRIAN T. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eleventh	FUKUNAGA, CAROL (D)	The Senate State Capitol Honolulu, Hawaii 96813

DISTRICT	NAME	ADDRESS
Twelfth	TRIMBLE, GORDON (R)	The Senate State Capitol Honolulu, Hawaii 96813
Thirteenth	CHUN OAKLAND, SUZANNE (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fourteenth	KIM, DONNA MERCADO (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fifteenth	SAKAMOTO, NORMAN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Sixteenth	IGE, DAVID Y. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Seventeenth	MENOR, RON (D)	The Senate State Capitol Honolulu, Hawaii 96813
Eighteenth	NISHIHARA, CLARENCE K. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Nineteenth	**GABBARD, MIKE (R) (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twentieth	ESPERO, WILL (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-First	HANABUSA, COLLEEN (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Second	BUNDA, ROBERT (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Third	HEE, CLAYTON (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Fourth	TOKUDA, JILL N. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Fifth	HEMMINGS, FRED (R)	The Senate State Capitol Honolulu, Hawaii 96813

**Senator Mike Gabbard became a member of the Democratic Party on August 30, 2007.

STANDING COMMITTEES

COMMERCE, CONSUMER PROTECTION AND AFFORDABLE HOUSING

Senator Brian T. Taniguchi, Chair
Senator David Y. Ige, Vice Chair

Senator Will Espero
Senator Les Ihara, Jr.

Senator Norman Sakamoto
Senator Sam Slom

ECONOMIC DEVELOPMENT AND TAXATION

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Senator Will Espero, Vice Chair

Senator J. Kalani English
Senator David Y. Ige

Senator Sam Slom

EDUCATION

Senator Norman Sakamoto, Chair
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Senator Suzanne Chun Oakland
Senator Clayton Hee
Senator Clarence K. Nishihara

Senator Brian T. Taniguchi
Senator Mike Gabbard

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Senator Gary L. Hooser, Vice Chair

Senator Les Ihara, Jr.
Senator Russell S. Kokubun

Senator Gordon Trimble

HEALTH

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Senator Carol Fukunaga, Vice Chair

Senator Rosalyn H. Baker
Senator Ron Menor

Senator Paul Whalen

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Senator Les Ihara, Jr., Vice Chair

Senator Gary L. Hooser*
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Senator Fred Hemmings

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Senator Fred Hemmings

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Senator Lorraine R. Inouye
Senator Clarence K. Nishihara

Senator Mike Gabbard

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Senator Clarence K. Nishihara, Vice Chair

Senator Norman Sakamoto

Senator Paul Whalen

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Senator Clarence K. Nishihara, Chair

Senator Donna Mercado Kim, Vice Chair

Senator Shan S. Tsutsui

Senator Gordon Trimble

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Senator Brian T. Taniguchi

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Senator Carol Fukunaga

Senator Clayton Hee

Senator Sam Slom

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Senator Suzanne Chun Oakland

Senator J. Kalani English

Senator Carol Fukunaga

Senator Gary L. Hooser

Senator Donna Mercado Kim

Senator Ron Menor

Senator Jill N. Tokuda

Senator Fred Hemmings

Senator Paul Whalen

*Senator Gary Hooser was appointed as a member of the Committee on Human Services and Public Housing on February 21, 2007.

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Senator Mike Gabbard
Senator Clayton Hee

Senator Russell S. Kokubun
Senator Sam Slom

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Senator Gary L. Hooser
Senator Lorraine R. Inouye

Senator Donna Mercado Kim
Senator Ron Menor
Senator Jill N. Tokuda
Senator Fred Hemmings
Senator Paul Whalen

***On October 24, 2007, a revised list of standing committees of the Senate, their respective chairs and members was announced by Senate President Colleen Hanabusa.

**MEMBERS OF THE SENATE
TWENTY - FOURTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2007**



COLLEEN HANABUSA
21st Senatorial District
President



DONNA MERCADO KIM
14th Senatorial District
Vice President



GARY L. HOOSER
7th Senatorial District
Majority Leader



DAVID Y. IGE
16th Senatorial District
Majority Floor Leader
Chair: Health



SHAN S. TSUTSUI
4th Senatorial District
Majority Caucus Leader



LES IHARA, JR.
9th Senatorial District
Majority Policy Leader



NORMAN SAKAMOTO
15th Senatorial District
Co-Majority Whip
Chair: Education



SUZANNE CHUN OAKLAND
 13th Senatorial District
 Co-Majority Whip
 Chair: Human Services and Public
 Housing



ROBERT BUNDA
 22nd Senatorial District
 President Emeritus



FRED HEMMINGS
 25th Senatorial District
 Minority Leader



PAUL WHALEN
 3rd Senatorial District
 Minority Floor Leader



MIKE GABBARD
 19th Senatorial District
 Minority Policy Leader**



JILL N. TOKUDA
 24th Senatorial District
 Chair: Agriculture and Hawaiian
 Affairs***



BRIAN T. TANIGUCHI
 10th Senatorial District
 Chair: Commerce, Consumer
 Protection and Affordable Housing
 Chair: Judiciary and Labor***



CAROL FUKUNAGA
 11th Senatorial District
 Chair: Economic Development and
 Taxation



RON MENOR
 17th Senatorial District
 Chair: Energy and Environment



LORRAINE R. INOUE
 1st Senatorial District
 Chair: Intergovernmental and Military
 Affairs



CLAYTON HEE
 23rd Senatorial District
 Chair: Judiciary and Labor
 Chair: Water and Land***



WILL ESPERO
 20th Senatorial District
 Chair: Public Safety



CLARENCE K. NISHIHARA
18th Senatorial District
Chair: Tourism and Government
Operations



J. KALANI ENGLISH
6th Senatorial District
Chair: Transportation and International
Affairs



RUSSELL S. KOKUBUN
2nd Senatorial District
Chair: Water, Land, Agriculture and
Hawaiian Affairs
Chair: Commerce, Consumer Protection
and Affordable Housing***



ROSALYN H. BAKER
5th Senatorial District
Chair: Ways and Means



SAM SLOM
8th Senatorial District



GORDON TRIMBLE
12th Senatorial District



CAROL T. TANIGUCHI
Clerk



LAUREL A. JOHNSTON
Assistant Clerk



BIENVENIDO C. VILLAFLO
Sergeant at Arms



JAYSON M. WATTS
Assistant Sergeant at Arms

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TABLE OF CONTENTS

	PAGE
First Day, Wednesday, January 17, 2007.....	1
Second Day, Thursday, January 18, 2007.....	12
Third Day, Friday, January 19, 2007.....	15
Fourth Day, Monday, January 22, 2007.....	69
Fifth Day, Wednesday, January 24, 2007.....	110
Sixth Day, Friday, January 26, 2007.....	162
Seventh Day, Monday, January 29, 2007.....	178
Eighth Day, Tuesday, January 30, 2007.....	184
Ninth Day, Wednesday, January 31, 2007.....	196
Tenth Day, Thursday, February 1, 2007.....	198
Eleventh Day, Friday, February 2, 2007.....	201
Twelfth Day, Monday, February 5, 2007.....	205
Thirteenth Day, Tuesday, February 6, 2007.....	208
Fourteenth Day, Wednesday, February 7, 2007.....	212
Fifteenth Day, Thursday, February 8, 2007.....	214
Sixteenth Day, Friday, February 9, 2007.....	228
Seventeenth Day, Monday, February 12, 2007.....	235
Eighteenth Day, Tuesday, February 13, 2007.....	241
Nineteenth Day, Wednesday, February 14, 2007.....	249
Twentieth Day, Thursday, February 15, 2007.....	255
Twenty-First Day, Friday, February 16, 2007.....	267
Twenty-Second Day, Tuesday, February 20, 2007.....	290
Twenty-Third Day, Wednesday, February 21, 2007.....	293
Twenty-Fourth Day, Thursday, March 1, 2007.....	295
Twenty-Fifth Day, Friday, March 2, 2007.....	309
Twenty-Sixth Day, Tuesday, March 6, 2007.....	338
Twenty-Seventh Day, Thursday, March 8, 2007.....	409
Twenty-Eighth Day, Friday, March 9, 2007.....	449
Twenty-Ninth Day, Monday, March 12, 2007.....	452
Thirtieth Day, Tuesday, March 13, 2007.....	455
Thirty-First Day, Wednesday, March 14, 2007.....	458
Thirty-Second Day, Thursday, March 15, 2007.....	478
Thirty-Third Day, Friday, March 16, 2007.....	481
Thirty-Fourth Day, Monday, March 19, 2007.....	488
Thirty-Fifth Day, Tuesday, March 20, 2007.....	491
Thirty-Sixth Day, Wednesday, March 21, 2007.....	494
Thirty-Seventh Day, Thursday, March 22, 2007.....	499
Thirty-Eighth Day, Friday, March 23, 2007.....	511
Thirty-Ninth Day, Tuesday, March 27, 2007.....	535
Fortieth Day, Thursday, March 29, 2007.....	539
Forty-First Day, Friday, March 30, 2007.....	547
Forty-Second Day, Monday, April 2, 2007.....	562
Forty-Third Day, Tuesday, April 3, 2007.....	572
Forty-Fourth Day, Wednesday, April 4, 2007.....	585
Forty-Fifth Day, Thursday, April 5, 2007.....	598
Forty-Sixth Day, Tuesday, April 10, 2007.....	620
Forty-Seventh Day, Thursday, April 12, 2007.....	663
Forty-Eighth Day, Friday, April 13, 2007.....	690
Forty-Ninth Day, Monday, April 16, 2007.....	711
Fiftieth Day, Tuesday, April 17, 2007.....	731
Fifty-First Day, Wednesday, April 18, 2007.....	748
Fifty-Second Day, Thursday, April 19, 2007.....	763
Fifty-Third Day, Friday, April 20, 2007.....	769
Fifty-Fourth Day, Monday, April 23, 2007.....	773
Fifty-Fifth Day, Tuesday, April 24, 2007.....	778
Fifty-Sixth Day, Wednesday, April 25, 2007.....	805
Fifty-Seventh Day, Thursday, April 26, 2007.....	822
Fifty-Eighth Day, Friday, April 27, 2007.....	841
Fifty-Ninth Day, Tuesday, May 1, 2007.....	857
Sixtieth Day, Thursday, May 3, 2007.....	907

Note: In accordance with Article III, Section 10, of the Constitution of the State of Hawaii, the mandatory (five days) recess was held on February 22, 23, 26, 27 and 28. Other recesses were held on January 23 and 25; March 5, 7 and 28; April 9, 11 and 30; and May 2, 2007.

Communications received after adjournment:

Governor’s Messages 936
Departmental communications 979
House communications 980

Appendix:

Rules of the Senate 981
Special Committee Reports 998
Conference Committee Reports 1005
Standing Committee Reports 1095

History:

Senate Bills 1893
Senate Concurrent Resolutions 2032
Senate Resolutions 2048
House Bills 2059
House Concurrent Resolutions 2091

**THE
TWENTY-FOURTH LEGISLATURE
STATE OF HAWAI'I
REGULAR SESSION OF 2007
JOURNAL OF THE SENATE**

FIRST DAY

Wednesday, January 17, 2007

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawai'i, the Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, was called to order at 10:05 o'clock a.m., by the Honorable Lorraine R. Inouye, Temporary Chair of the Senate.

At this time, the members of the Senate and guests rose to sing the National Anthem and "Hawai'i Pono'i" led by Na Leo.

The Divine Blessing was then invoked by the Reverend Robert Nakata, Kahalu'u United Methodist Church.

Nominations now being in order for a temporary clerk, Senator Kim nominated Carol Taniguchi, seconded by Senator Chun Oakland.

Senator Baker moved that the nominations be closed, seconded by Senator Tokuda and carried.

The Chair declared Carol Taniguchi as Temporary Clerk of the Senate.

Senator Hee then moved that a committee of three Senators be appointed by the Chair as a Committee on Credentials to examine the certificates of election of the newly elected members of the Senate and to submit a report of its findings to the Senate, seconded by Senator Hooser and carried.

The Chair thereupon appointed Senators Baker, Ige and Whalen to serve on such committee.

At 10:14 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:16 o'clock a.m.

SPECIAL COMMITTEE REPORT

Senator Baker, for the Committee on Credentials, presented a report (Spec. Com. Rep. No. 1) as follows:

"Honorable Lorraine R. Inouye
Temporary Chair of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawai'i

Madam:

Your Committee on Credentials begs leave to report that it has examined the Certificates of Election of the Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, and finds that the following persons have been

legally elected and are fully qualified to sit as members of the Senate.

The newly elected Senators whose respective terms of office will expire on November 2, 2010, are:

Second Senatorial District

Russell S. Kokubun

Fourth Senatorial District

Shan S. Tsutsui

Eighth Senatorial District

Sam Slom

Ninth Senatorial District

Les Ihara, Jr.

Tenth Senatorial District

Brian T. Taniguchi

Eleventh Senatorial District

Carol Fukunaga

Thirteenth Senatorial District

Suzanne N.J. Chun Oakland

Fourteenth Senatorial District

Donna Mercado Kim

Fifteenth Senatorial District

Norman Sakamoto

Nineteenth Senatorial District

Mike Gabbard

Twentieth Senatorial District

Will C. Espero

Twenty-Fourth Senatorial District

Jill Tokuda

Twenty-Fifth Senatorial District

Fred Hemmings

Respectfully submitted,

/s/Rosalyn H. Baker
/s/David Y. Ige
/s/Paul Whalen”

Senator Nishihara moved that Special Committee Report No.1 be adopted, seconded by Senator Espero and carried.

The Committee on Credentials was thereupon discharged with thanks.

The Chair called upon Chief Justice Ronald T.Y. Moon of the Hawai‘i State Supreme Court to the rostrum to administer the oath of office to the newly elected members of the Senate.

Chief Justice Moon administered the oath of office to the newly elected members of the Senate who were standing at their respective desks.

The Roll was then called by the Temporary Clerk showing all Senators present.

Nominations for officers of the Senate being next in order, Senator Kokubun placed in nomination the name of Senator Colleen Hanabusa for President of the Senate, seconded by Senator Hee.

Senator English moved that the nominations be closed, seconded by Senator Taniguchi.

The motion to close the nominations was then put by the Chair and carried unanimously and the Temporary Clerk was directed to cast a unanimous ballot for Senator Colleen Hanabusa as President of the Senate.

The ballot having been so cast, Senator Colleen Hanabusa was declared unanimously elected President of the Senate of the Twenty-Fourth Legislature of the State of Hawai‘i, Regular Session of 2007.

The Chair then appointed Senators Kim and Hemmings to escort the President to the rostrum and the President addressed the members of the Senate and guests as follows:

“Governor Lingle, Lt. Governor and Mrs. Aiona, Chief Justice Moon, Mayor Baptiste, Mayor and Mrs. Kim, Mayor Tavares, Former Governor and Mrs. Ariyoshi, Former Governor and Mrs. Waihee, Former Governor and Mrs. Cayetano, esteemed colleagues, honored guests, ladies and gentlemen:

“Aloha.

“I am honored – and humbled – to speak to you today.

“I stand before you, the fourth generation of a family who has benefited from the support of a community that has had so little . . . and shared so much. I speak to you about Waianae – our home, and a very special place to my family and me . . . a place whose name calls forth so many different images for each of you . . . a place that many of us, despite our community pride, were once ashamed to admit we were from . . . a place whose generosity and forgiveness has sometimes caused it to be taken advantage of . . . a place that in too many cases has become a dumping ground for much of this island.

“The Waianae that I love is a beautiful place with miles of beaches and deep blue sea, lined with my favorite tree – the kiawe, with its toughness and special beauty. And it is a place that I proudly say shaped who I am today.

“I mention Waianae because of what it represents – a community with its own unique character; a community of great heart, with a people who have come to appreciate what others have missed. To be from Waianae is to acknowledge our challenges, celebrate our strengths, and share our hopes. In those ways, Waianae is a reflection of our state – representing the challenges and contrasts that are now Hawai‘i . . . challenges, contrasts, hopes.

“Hawai‘i has seen phenomenal economic growth since the strain that came in the wake of 9-11. State revenues climbed over 45 percent from fiscal year 2002 to 2006. Hawai‘i’s growth for 2005 is said to be ninth in the nation. Our unions report that no one is on their benches because everyone who wants a job is working. Our state enjoys the lowest unemployment rate in the nation, at 2.3 percent.

“But for almost one in ten of our working population, the price of paradise is holding multiple jobs. The average national wage for 2005 was \$46,675. In Hawai‘i, it was \$36,355. Our average wage ranks 26th in the nation.

“Construction booms and we continue to add more houses to neighborhoods across our state, yet our homeless population has doubled since 1999. According to recent reports, the total number of homeless in Hawai‘i on any given day is probably over 6,000 individuals, including a growing, devastating number of children. Some reports show our rents doubling from 2001 until today. The number of hidden homeless – those staying with family or friends because they simply cannot afford a place to live – is estimated to be nearing 230,000. The population at risk of becoming homeless is nearly 190,000.

“Last week, a report was published based on data compiled two years ago, and this report awarded Hawai‘i the dubious distinction of ranking fourth in the nation as to percentage of population that is homeless. The Czar of Hawai‘i’s homeless project expressed surprise that we are not number one. If current 2007 data were used – shamefully – we certainly may be number one. And we know where the largest population of homeless is – they are on the Waianae Coast.

“And yet, on the Waianae Coast alone you will find five ‘birds of paradise’ – construction cranes, which represent about one billion dollars of economic impact.

“How is it possible with such economic growth that so many of us wonder if we will be able to pay our mortgages next month? How is it possible that with so much housing, so many are homeless?

“These are among the challenges of moving Hawai‘i forward in the 21st century. We want a vibrant economy, but we want to control growth. We want more housing, but we want to preserve our open space. We want to share this special place, but we want it to be first a place for our families.

“These contrasts mean that it is only when we can clearly understand what the people of this State want that we the elected officials, their representatives, can legislate for them now and into the future.

“We as a state have relied upon imports to sustain us. We have experienced the closure of large agricultural entities, representing not only the loss of jobs but of a lifestyle, an economic engine and a promise of open space.

“We felt the consumer’s displeasure with the gas cap law. I believe the consumers felt as they did because it punctuated our uncertainty and our helplessness in a dangerous dependence on

fossil fuels and the perceived control the oil companies have upon our lives.

“We always face the challenges of education. Each year more people believe that no matter what we as government do, we just miss the point. Too many remain convinced that we don't – can't – get it right.

“We in the Senate believe that to meet these challenges of the future, we must plan for it in a comprehensive manner. Our resources are finite, and once depleted are gone forever. Two years ago the Senate Majority adopted as our policy, the concept of Sustainability. In 2005, a law was passed that established the Sustainability Task Force of 2050.

“I know that many are saying, ‘This is just the politically correct word of the week. You lawmakers are going to do studies and come up with plans and charts and binders that you can put on a shelf and ignore.’ You think it is the same old shibai – that your representatives are going to be satisfied with a PowerPoint and a pat on the back.

“The truth is, if you, our constituents and the communities we represent, join us in collectively defining and creating a sustainable Hawai'i, we can, we will, we must make this happen. We must define what is sustainability! This has to be a collective effort on all of our parts. We must all participate. We are all responsible to achieve a Sustainable Hawai'i.

“As the Legislature:

- We must address issues of meeting our daily needs while eliminating our reliance on imports and fossil fuels. We can no longer avoid difficult discussions about energy and renewable resources.
- We must address land use and the obvious conflict between housing and agriculture and open spaces.
- We must address healthcare and how we provide and pay for it into the future. We must ask the difficult questions to understand how the crisis at Kahuku Hospital came to be; and more importantly, how do we provide essential life and safety services to our rural areas and Neighbor Islands. As Mayor Kim pointed out to me yesterday – there is a crisis on the Big Island. They desperately need more physicians.
- We must address a healthy economy. One that recognizes that our State's long-term survival lies with a diversified economy.
- Most importantly, we must address how we present a future that gives hope for those who identify with our working families, our middle class – and feel that we are losing the fight to close that divide between the haves and the have-nots.

“We as policy makers must build upon our State's obvious strengths.

- Hawai'i is blessed with a perfect climate and a tolerant, multi-cultural society that combine to make our lifestyle the envy of the world. We must protect this.
- Hawai'i is a natural for certain academic studies, such as astronomy, medical research and biotechnology. We must foster this.

“But we cannot be blind to our challenges.

- We are an isolated island state. Our economic opportunities are limited by geography. We cannot realistically expect to manufacture in the traditional sense.
- Our prime industry, tourism, depends on the preservation of our environment. We, as the current stewards of the islands have a moral obligation to protect the aina. More importantly, we must honor our host culture – which this industry relies upon – but we take for granted.
- We must ensure that the military and federal government, construction industry, and small business remain a vital part of our future.

“Our journey to a sustainable Hawai'i will be neither short nor simple. But there are actions that we can take immediately towards that end. We must concentrate on the children. For among our most important duties must be to define the Hawai'i that they would want to be a part of in 2050.

“Education is key, and to achieve excellence our students must want to learn. To meet our commitment to excellence, we must provide the physical and technological infrastructure to support education. Among the priorities for this Senate, you will find early childhood facilities, continued attention to the repair and maintenance of schools, climate control using alternative and preferably renewable energy. Tied to this is a measurement of accountability. To do this, we will make the measurement standards of No Child Left Behind relevant to Hawai'i and further empower the School Community Councils with increasing funding responsibilities and the authority to meet the unique needs of each school community. Senator Norman Sakamoto will lead this part of our journey.

“The health of our children is critical. The Senate will pass a bill to provide healthcare coverage for **all** children in Hawai'i. It will address family care giving, the ability of working people to build assets and reach economic stability.

“We will address our housing needs. To do so, we must recognize that housing has so many facets from homelessness, transitional housing and to that which is affordable. Senators Suzanne Chun Oakland and Brian Taniguchi will tackle this challenge.

“I learned an important lesson about 15 years ago. My niece, Nicole, who is sitting up there, was in Kindergarten and she first learned about recycling and how soda cans should not be thrown away. She drove her parents crazy because she monitored her family on soda cans. A five-year-old who would not let a soda can hit the rubbish can.

“The lesson was simple. We need to start with the children because they seem to comprehend issues of what is fundamentally correct a lot better than the rest of us. They do not gripe about what is convenient; they simply look upon it as what is right.

“The challenge to the Sustainability Task Force is to look to the youth to be our messengers and monitors. Challenge the utilities such as Hawaiian Electric and create programs that focus on challenging behavior, changing the behavior and rewarding the young for being responsible. Give incentives to schools when the students assist in conservation measures.

“Another challenge to the Task Force is to be bold and define our sustainable community in its ultimate form. We should look at what the military is doing and how their communities

must have 30 percent of their energy generated on site. They are planning to do this through solar and photovoltaic systems. Why aren't we? Why don't we say at least 50 percent? The time has come for us to look at land use planning as a tool for setting these kinds of criteria. We must reward the kinds of development that we believe serve our future. Make each community dispose of its own opala; have true affordable housing components; require water to be recycled and open space to be preserved. In exchange, a developer's time to process applications should be substantially reduced.

"Senator Russell Kokubun tells me he is up to leading us in this challenge.

"But the major factor of any child's future is just that: the promise of a future in this State – their State.

"I have had next to my computer screen for the past four years, the graduation picture of a young man named Nick Smith. He graduated from Waianae High School and his picture serves as a constant reminder that I must do all I can to complete my promise to him and others.

"Nick Smith, Sam Kapoi, Solomon Alfapada and Chad Brown – I call them my Searider kids. I watched them grow in that program and I am now awaiting their graduation this year from the Art Institute in Santa Monica, California in video and film production.

"The success of the Searider Productions at Waianae High School has far exceeded even my dreams. It teaches us that the proper combination of teachers, administration, raw talent, facilities, and, most importantly, a sense of hope and pride, creates students who can be the best, not only in this State but in the nation. Who would have thought that the kids from Waianae could win an Emmy for their work? Today, the high school students of Searider Productions are recognized as so accomplished that when they enter Olelo's Youth Exchange video competition, they must compete on the university level.

"I would like you to meet the face of Searider Productions. Yes, she has other teachers who work along side her, and we owe them all a deep and lasting gratitude. But she is the girl from Waianae who came home and put her heart and soul into helping these kids dream big dreams, and become the best they can be.

"She is Candy Suiso. Candy, please rise. (Ms. Suiso rose to be recognized.)

"Candy and I have talked about what is next. What do the Nick Smiths have as a future in Hawai'i? We decided that we really need one of them to be the next George Lucas and bring a whole media industry home to Hawai'i.

"Well, Hawai'i's answer to George Lucas has found Candy and the Seariders and he remains committed to them. He is Chris Lee, best known as the former head of Columbia-Tristar Pictures and Executive Producer of Superman Returns. Chris is not from Waianae, but he shares the same heart and wants to bring Superman Returns II and his other projects to Hawai'i. He reflects on how we have lost many opportunities, such as the production of the Steven Spielberg/Tom Hanks mini series, Band of Brothers. One reason is that while we have relied so much on the natural beauty of our islands, we have not benefited from the talent of our students. We need both to build this new industry.

"I would like to introduce Chris Lee. (Mr. Lee rose to be recognized.)

"In my discussions with Chris, it is evident that an education system that believes all students must go on to college is no longer relevant. We need to look at our students' unique talents and develop those job opportunities that will sustain them into the future.

"Chris has called upon us to embrace what he calls 'learning from Waianae' and look at what Candy Suiso has done with the Searider Productions program.

"His vision, and one that is shared by Senator Carol Fukunaga, Senator David Ige and myself, is that Hawai'i needs to position itself as a **Creative Media Digital Hub**.

"The Academy for Creative Media is established, and programs like Searider Productions have demonstrated the transformational power of multi-media literacy to engage our most at risk students. Hawai'i can provide the digital education center for the Pacific. But we need to find it a permanent home.

"In government, the same question follows every good idea: how do we pay for it? We will call upon the private sector to assist us, and we will count on an individual who has been there for the Seariders and the Waianae Coast. What many do not know is that when Searider Productions' media center first opened, Ko 'Olina Charities funded the purchase of all of their video equipment. It has continued as a big supporter through the Ko 'Olina Training Fund, providing scholarships for many of the graduates of the Leeward Coast, including the Searider Kids.

"I have asked Jeff Stone to permit us to redirect and reallocate the Ko 'Olina Aquarium Tax Credit to this end. What many are not aware of is that *not a penny* of the Tax Credit has been taken. This is because the true value of the Tax Credit was that when it became law, it made a statement to the world that Hawai'i was committed to supporting that region, the West side of O'ahu, to ensure its success. The controversy surrounding the tax credit put Ko 'Olina on the map. So much so that soon after its passage, Ihilani – its only hotel in Ko 'Olina at that time – its spa, its lagoons and its sunset were voted the best in Hawai'i. Ko 'Olina became a household word and the rest is history.

"Let us not forget that it was there to kick start and sustain the economy for the West side of O'ahu.

"This same impact can be made for this new industry or any other industry – one that will bring back the Nick Smiths and keep in Hawai'i the talents of the Chris Lees – and provide Candy Suiso and her fellow teachers the opportunity to say, there is a job for you after you graduate. Senator Carol Fukunaga will shepherd the permanent home for the Academy for Creative Media and the necessary infrastructure for this industry, along with projects to encourage the development and success of targeted industries based upon technology and sciences.

"I would like to see the tax credit redirected and continue to support the West side. However, it is up to this Legislature, along with the Governor, to make this decision.

"Still, there remains a part of the Ko 'Olina Tax Credit that I believed in, and that was the development of a training hotel that will allow Hawai'i to become known for its great managers. It would encourage hotels around the world to look to us for our skills – our natural skills in hospitality. This will help build the middle class. I could not imagine why Hawai'i does not lead the way in this industry for the world. After all, what people want is what is naturally here – the people and the generosity we all have gained from our host culture.

“Senator Donna Mercado Kim – whose advocacy for the tourism industry is unrivaled – will lead our efforts to define and redirect this tax credit.

“This is an exciting 24th Legislature for us in the Senate. We have heard the concerns of our constituents, and have the opportunity to provide the leadership that will address their most pressing questions. The questions are: Will my grandchildren grow up in Hawai‘i? What kind of Hawai‘i will they inherit? Would we recognize it?

“The Hawai‘i that we will work to preserve is one that our children can choose to live in, and not have to leave because of the lack of opportunities. We will be the Hawai‘i that they would want to raise their children in.

“It is a Hawai‘i which is built on respect . . . one that balances our diverse interests . . . one that acknowledges that only with respect for the people, the land and the environment will we have balance.

“Sustainability is not just another buzz word for this Legislature. We ask you to dare us. Challenge us. Hold us to our commitment. And then join us. Share your stories, your hopes and your energies. Together, we will make sustainability a reality, and not just the political word of the week.

“Together, we will sustain our children by providing the health care they need. We will sustain our students by providing the quality education that is their future and ours. We will sustain our families by providing safe, affordable places to live. We will sustain our economy, and our environment, and our tomorrows.

“This is our place – our Hawai‘i, our home, our very soul. This is our promise – a promise to our people and our state. A promise for generations to come, who will look back at our time and say, what we have is because of what they did for us.

“Mahalo and Aloha.”

Senator Hemmings, Minority Leader of the Senate, then responded as follows:

“Before we start, how about Tadd Fujikawa – do we have something to be proud of here in Hawai‘i. I hope we can all put smiles on our faces, because the convening of this Legislature means we control our destiny. We’re living in a free country where the future is ours to make.

“Madam President, you’ve outlined some of our challenges.

“I’d like to say greetings to Governor Lingle, Lieutenant Governor and Mrs. Aiona, members of the Judicial Branch of government, Hawai‘i’s distinguished Mayors, leaders of the Office of Hawaiian Affairs, distinguished guests, Madame President, colleagues, and the people who are making all of this possible – the people for whom we work – the citizens of Hawai‘i:

“Aloha.

“As we convene this 24th Legislature, the reality is that many of our current challenges are generations old. The good Governor George Ariyoshi in his state of the State speech in 1979 stated that there is a great need to ‘improve our economic climate in Hawai‘i.’

“In his opening day speech on January 21, 1987, Senator Dicky Wong said that he fully expected a lot of devotion to be

directed to ‘the concerns of business and the improvement of Hawai‘i’s business climate.’ He went on and stated ‘upgrading our educational system is a major priority.’ That was 1987. Our response to the daunting tasks before us cannot and must not be ‘business as usual.’

“In November of 2006, the people of the State of Hawai‘i gave Governor Lingle, her cabinet and administration a historic and unprecedented mandate. This Session, we will be performing our constitutional duty of advise and consent concerning her nominees to the cabinet. This Honorable Body must provide advise and consent based on merit and performance – NOT politics and personalities. With that in mind, I am sure the Governor’s nominees will receive the blessing of this Senate.

“Senate Republicans believe we should focus this Session on three initiatives – the Family, the Economy, and the Environment.

“The foundation of great societies has never resided in its armies, interest groups, government, business institutions. The foundation of healthy and vibrant nations exists within families.

“We have created a package of legislation that will care for our aging seniors and the most vulnerable amongst us – the sick, the poor and the hungry – thereby strengthening Hawai‘i’s families. For the convenience of the word du jour, we are not abandoning our quest to eliminate the regressive tax on food and medical care. It’s still needed.

“We believe that the projected tax surplus is just that – it’s a surplus. We are calling for a substantial rebate of the tax surplus to be distributed to each man, woman, and child in the state; not the token \$1. Price gouging at the gas pump by government must cease. That is why we are joining the Governor in calling for a continued waiver of the excise tax on gasoline. This would reduce gas costs a projected 11 cents a gallon, immediately.

“Continued commitment to community safety and protecting our families from the criminal element is most important. To the credit of the Legislature and under the Judiciary Committee leadership of you, Madam President, we passed legislation that will put three-time violent offenders in prison. It’s no secret that consequences, in the form of mandatory penalties, deter crime. We would like to continue our commitment to community safety by establishing mandatory minimum sentences for crimes committed against children and families.

“Government does not make a good parent. The reinstatement of parental rights and responsibilities is crucial to a healthy state. Incredibly, in Hawai‘i, if a mother is assaulted, a much loved and anticipated unborn child can be battered and even murdered without consequence. We will introduce legislation to correct this injustice and provide safeguards for the abused and those at risk in our society. These bills will surely strengthen families.

“We believe that charter schools are part of the success story the state so desperately needs in the realm of education. With that in mind, we are providing legislation that will create a charter school for autistic children. This will be beneficial to families with autistic children and more cost-effective for the public education system.

“I harkened back to our predecessors’ efforts to diversify our economy. The sad business headline of the January 9th *Honolulu Advertiser* stated that a Hawai‘i based business had decided to open a \$220 million polysilicon production plant in Idaho. We must eliminate state government induced red tape,

time, money, and taxes that year in and year out chase business and our youngest and brightest away from our Hawai'i.

"We have drafted legislation that will create maritime and space launch and technology enterprise zones. These enterprise zones will provide for streamlined permitting and tax credits for revenue-producing businesses. It's no secret that our island state has less recreational mooring space than most other states in the nation, incredibly, including those states that are landlocked.

"The southeast flank of the Big Island remains the most ideal place in the world for equatorial and polar launches. The Big Island should be our planet's gateway to the stars.

"Though space industries were proposed years ago, the will and leadership were lacking at the time to make it happen. Maritime and space industries are opportunities that are long overdue. Madam President, I think we have the will and the leadership to make it happen now. Let's make our small boat harbors vibrant and launch Hawai'i into the 21st century with space industries.

"Government owned and/or sanctioned monopolies have created havoc in our economy. At the national level, the monopolistic Social Security System is a prime example of spending more and receiving less, or maybe not even receiving anything at all from a government program. Social Security would be called a Ponzi Scheme if operated by the private sector.

"Here in Hawai'i we have similar monopolies that are problematic, such as the approximate two-and-a-half billion dollar Department of Education monopoly of our tax dollars. This year we have a chance to eliminate a process that protects another state monopoly. As we have done for years, the Senate Republicans will support legislation to eliminate the conflict of interest Certificate of Need process for medical care and hospitals.

"My family – my beautiful wife, Lydia, and my children and grandchildren – paddled canoes out to the Mokuluas off Lanikai on Christmas day. From the small beach, we looked across the tranquil ocean at O'ahu. Once again, we were reminded of our true blessings – our natural resources and the beauty of these islands we call Hawai'i.

"This past year I was proud to work with Governor Lingle and President Bush in creating the world's largest marine sanctuary. The President designated the Northwest Hawaiian Island Archipelago as a National Monument. Long term management and protection of our state resources in Hawai'i must start now.

"The ancient Hawaiians in their wisdom did not view the ocean as an alien environment. This could be the reason why they were wise enough to recognize ocean waves not as a threat or peril, but as a source of pleasure. How smart they were to be the first to surf – ride waves for pleasure. They also extended their ahupua'a system of land use to the furthest reaches of their near-shore ocean.

"For years now, we have been struggling with legislation to address user conflicts and commercial exploitation of our ocean resources in a piecemeal manner. It is time to implement legislation to institute a state ocean commission to zone all state waters and preempt the problems of the future. For the record, this will not preempt county home rule as the ocean waters are all within state jurisdiction.

"There is a growing concern in the resident community in Hawai'i about the carrying capacity of our vibrant tourist industry. Recent polls indicated that approximately 80 percent of our citizens agree that 7.5 million tourists a year are enough. Problems range from user conflicts in our natural areas to excessive property tax increases in residential neighborhoods due to illegal transient accommodations. These things cause much consternation and concern with our neighbors and friends.

"We are introducing legislation that will stabilize the number of visitor accommodations from hotel rooms to bed and breakfast operations statewide. Each visitor accommodation will have to have a license with a finite number of licenses being issued.

"Because of the laws of supply and demand, this will be, believe it or not, a win-win for everybody. A stabilized number of rooms will become more economically productive for the industry. Stabilizing the number of visitors in the state at any given time will be beneficial to our lifestyles and help conserve our natural resources.

"Energy independence is so important economically, environmentally and geopolitically. Last Session's energy package was a good starting point. Now we have a tough decision to make. Do we build an ethanol-based economy which would be labor, land and environmentally intensive? Most visionaries see the world's ground transportation in the future being propelled by hydrogen.

"Senate Republicans want to expedite Hawai'i into a hydrogen economy. The private sector is producing hydrogen cars but the only service station currently available in Hawai'i is located on a military base. We propose legislation to create at least four public service stations the will service hydrogen vehicles. There is no doubt that Hawai'i's abundant renewable energies, such as wind, solar, ocean and geothermal, can be utilized to produce hydrogen in an environmentally friendly economy. The reason I am so sure about this concept is because hydrogen is already being effectively utilized in Iceland.

"It is my prayer that some day 20, 30 or more years from now, future leaders are not once again calling for energy independence, a diversified economy, better education and all the other solutions that should have been instituted long ago. I would suggest that leadership includes the courage to be bold, possess the wisdom to be innovative, and has the vision to lead. It is our hope, your Senate Republicans, Madam President, that this Senate does not surrender our future to 'business as usual' or the loudest protestor. I know this Senate can seize the day. The future is ours to make.

"Thank you."

At 11:07 o'clock a.m., the Senate stood in recess subject to the call of the Chair. The Kamehameha Schools Children's Chorus serenaded the members of the Senate and their guests at this time.

The Senate reconvened at 11:29 o'clock a.m.

The President then announced that nominations were in order for the office of Vice President of the Senate.

Senator Tsutsui placed in nomination the name of Senator Donna Mercado Kim for Vice President of the Senate, seconded by Senator Fukunaga.

Senator Sakamoto moved that the nominations be closed, seconded by Senator Tokuda.

The motion was then put by the Chair and carried unanimously and the Temporary Clerk was directed to cast a unanimous ballot for Senator Donna Mercado Kim as Vice President of the Senate.

The ballot having been so cast, Senator Donna Mercado Kim was declared unanimously elected as Vice President of the Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 1 and 2) were read by the Temporary Clerk and were disposed of as follows:

S.R. No. 1, providing for the election of Carol T. Taniguchi for Clerk of the Senate, Laurel A. Johnston for Assistant Clerk of the Senate, Bienvenido C. Villaflo for Sergeant-at-Arms of the Senate, and Jayson M. Watts for Assistant Sergeant-at-Arms of the Senate, Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, was offered by Senators Hooser and Hemmings.

On motion by Senator Hooser, seconded by Senator Hemmings and carried, S.R. No. 1 was adopted.

The President thereupon administered the oath of office to the newly elected Clerk, Assistant Clerk, Sergeant-at-Arms and Assistant Sergeant-at-Arms of the Senate.

S.R. No. 2, entitled: "SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE OF THE TWENTY-FOURTH LEGISLATURE," was offered by Senators Hooser and Hemmings.

On motion by Senator Hooser, seconded by Senator Hemmings and carried, S.R. No. 2 was adopted.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 1) was read by the Clerk and was disposed of as follows:

S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION FOR THE STATE OF THE JUDICIARY ADDRESS," was offered by Senators Hee and Kokubun.

On motion by Senator Hooser, seconded by Senator Ige and carried, S.C.R. No. 1 was adopted.

At 11:34 o'clock a.m., the Senate stood in recess subject to the call of the Chair. At this time, the members of the Senate and their guests were entertained by the Hawai'i Youth Opera Chorus, Kaukahi, and Na Leo (accompanied by Mr. Ben Vegas).

The Senate reconvened at 12:11 o'clock p.m.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Whalen and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1 "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE."

Introduced by: Senator Menor, by request.

No. 2 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senators Hee, Sakamoto.

No. 3 "A BILL FOR AN ACT RELATING TO KAHANA VALLEY STATE PARK."

Introduced by: Senator Hee.

No. 4 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO ALLOW THE STUDENT MEMBER OF THE BOARD OF EDUCATION TO VOTE."

Introduced by: Senators Hee, Sakamoto.

No. 5 "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES."

Introduced by: Senators Hee, English.

No. 6 "A BILL FOR AN ACT RELATING TO OPIHL."

Introduced by: Senators Hee, Kokubun.

No. 7 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."

Introduced by: Senators Baker, Tsutsui, Chun Oakland, Ige, Menor, Sakamoto.

No. 8 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Ige, Chun Oakland, Ihara, Hemmings, Bunda, Nishihara, Slom.

No. 9 "A BILL FOR AN ACT RELATING TO INFORMATION."

Introduced by: Senators Ige, Baker, Fukunaga, Gabbard, Ihara, Tokuda, Hanabusa, Nishihara, English, Chun Oakland, Hemmings, Espero, Bunda, Taniguchi, Trimble, Sakamoto, Slom.

No. 10 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Ige, Chun Oakland, Fukunaga, Gabbard, Bunda, Ihara, Tokuda, Hanabusa, Slom, Hemmings, Sakamoto, Taniguchi, Nishihara, Espero.

No. 11 "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE."

Introduced by: Senators Ige, Baker, Fukunaga, Ihara, Tokuda, Nishihara, Chun Oakland, Hemmings, Espero, Sakamoto, Bunda, Hanabusa, Slom.

No. 12 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

Introduced by: Senators Ige, Baker, Fukunaga, Ihara, Hanabusa, Nishihara, Chun Oakland, Espero, Sakamoto, Bunda.

No. 13 "A BILL FOR AN ACT RELATING TO ORAL HEALTH."

Introduced by: Senator Ige, by request.

No. 14 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Hooser, Hee, Tokuda, Nishihara.

No. 15 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda, Nishihara, Chun Oakland, Hee.

No. 16 "A BILL FOR AN ACT RELATING TO THE HAWAII CONSTRUCTION WORKFORCE ACTION PLAN."

Introduced by: Senator Sakamoto.

No. 17 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Sakamoto.

No. 18 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Senator Sakamoto.

No. 19 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Inouye, by request.

No. 20 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Inouye.

No. 21 "A BILL FOR AN ACT RELATING TO LEEWARD COMMUNITY COLLEGE."

Introduced by: Senators Nishihara, Kokubun, Hemmings, Taniguchi.

No. 22 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Senator Nishihara.

No. 23 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII-WEST OAHU."

Introduced by: Senator Nishihara.

No. 24 "A BILL FOR AN ACT RELATING TO TEMPORARY FACILITIES FOR THE UNIVERSITY OF HAWAII-WEST OAHU."

Introduced by: Senator Nishihara.

No. 25 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Senator Nishihara.

No. 26 "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL."

Introduced by: Senator Nishihara.

No. 27 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Nishihara.

No. 28 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Nishihara, Ige.

No. 29 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Nishihara, Ige.

No. 30 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE CITY AND COUNTY OF HONOLULU TO DESIGN AND CONSTRUCT A SIDEWALK ON THE NORTH SIDE OF WAIPAHU STREET, OAHU."

Introduced by: Senator Nishihara.

No. 31 "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS."

Introduced by: Senators Nishihara, Kokubun, Taniguchi, Hemmings.

No. 32 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senator Nishihara.

No. 33 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."

Introduced by: Senator Nishihara.

No. 34 "A BILL FOR AN ACT RELATING TO SCRAP DEALERS."

Introduced by: Senators Nishihara, Kokubun, Hemmings.

No. 35 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Nishihara.

No. 36 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Nishihara.

No. 37 "A BILL FOR AN ACT RELATING TO STATE OF HAWAII."

Introduced by: Senator Nishihara.

No. 38 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."

- Introduced by: Senator Nishihara.
- No. 39 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
Introduced by: Senator Nishihara.
- No. 40 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
Introduced by: Senator Nishihara.
- No. 41 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Senator Nishihara.
- No. 42 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Senator Nishihara.
- No. 43 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Senator Nishihara.
- No. 44 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Senator Nishihara.
- No. 45 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."
Introduced by: Senator Nishihara.
- No. 46 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."
Introduced by: Senator Nishihara.
- No. 47 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."
Introduced by: Senator Nishihara.
- No. 48 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."
Introduced by: Senator Nishihara.
- No. 49 "A BILL FOR AN ACT RELATING TO NATUROPATHY."
Introduced by: Senators Ige, Fukunaga, Baker, Chun Oakland, Nishihara, Kim, Ihara, Tokuda, Hemmings, Kokubun, Bunda, Espero, Taniguchi, Inouye, English.
- No. 50 "A BILL FOR AN ACT RELATING TO AIDS RESEARCH."
Introduced by: Senators Ige, Baker, Chun Oakland, Tokuda, Fukunaga, Tsutsui, Espero, English, Sakamoto, Kim, Ihara, Taniguchi, Kokubun, Hee, Bunda, Slom, Inouye.
- No. 51 "A BILL FOR AN ACT RELATING TO HOME CARE."
Introduced by: Senators Ige, Baker, Ihara, Tokuda, Chun Oakland, Tsutsui, English, Sakamoto, Kim, Nishihara, Kokubun, Fukunaga, Bunda, Espero, Inouye.
- No. 52 "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST."
Introduced by: Senator Taniguchi.
- No. 53 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS."
Introduced by: Senator Taniguchi.
- No. 54 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS AT THE UNIVERSITY OF HAWAII."
Introduced by: Senator Taniguchi.
- No. 55 "A BILL FOR AN ACT RELATING TO DENTISTRY."
Introduced by: Senator Taniguchi.
- No. 56 "A BILL FOR AN ACT RELATING TO JURY SERVICE."
Introduced by: Senator Taniguchi.
- No. 57 "A BILL FOR AN ACT RELATING TO DENTISTS."
Introduced by: Senator Taniguchi.
- No. 58 "A BILL FOR AN ACT RELATING TO DENTISTS."
Introduced by: Senator Taniguchi.
- No. 59 "A BILL FOR AN ACT RELATING TO DENTISTS."
Introduced by: Senator Taniguchi.
- No. 60 "A BILL FOR AN ACT RELATING TO FOREIGN TIME SHARE PLANS."
Introduced by: Senator Taniguchi.
- No. 61 "A BILL FOR AN ACT RELATING TO COMMERCE."
Introduced by: Senator Taniguchi.
- No. 62 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."
Introduced by: Senator Taniguchi.
- No. 63 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Senator Taniguchi.
- No. 64 "A BILL FOR AN ACT RELATING TO RESTAURANTS."
Introduced by: Senator Taniguchi, by request.

No. 65 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Senator Taniguchi, by request.

No. 66 "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE TRADE PRACTICES."

Introduced by: Senator Taniguchi, by request.

No. 67 "A BILL FOR AN ACT RELATING TO BUILDING CODES."

Introduced by: Senator Taniguchi, by request.

No. 68 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Baker, Ihara, Fukunaga, English, Tsutsui, Chun Oakland, Ige, Hanabusa, Menor, Kokubun.

No. 69 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senators Baker, Tsutsui, Chun Oakland, Sakamoto, English, Ige, Hanabusa, Menor, Ihara, Kokubun, Fukunaga.

No. 70 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIFEGUARD SERVICES AT MAKENA STATE PARK ON MAUI."

Introduced by: Senators Baker, English, Tsutsui, Chun Oakland, Ige, Menor, Ihara, Kokubun, Fukunaga.

No. 71 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senators Baker, English, Tsutsui, Chun Oakland, Sakamoto, Ige, Menor, Ihara, Kokubun, Fukunaga.

No. 72 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Senators Baker, English, Chun Oakland, Tsutsui, Ige, Hanabusa, Menor, Sakamoto, Ihara, Kokubun, Fukunaga.

No. 73 "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS."

Introduced by: Senators Baker, Tsutsui, Ihara, Tokuda, Ige, Menor, Fukunaga.

No. 74 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Baker.

No. 75 "A BILL FOR AN ACT RELATING TO SEX OFFENDERS."

Introduced by: Senator Baker.

No. 76 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 77 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 78 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 79 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 80 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 81 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Senators Sakamoto, Tokuda, Hooser.

No. 82 "A BILL FOR AN ACT RELATING TO SCHOOL COMMUNITY COUNCILS."

Introduced by: Senator Sakamoto.

No. 83 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Senator Sakamoto.

No. 84 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 85 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hooser.

No. 86 "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS."

Introduced by: Senators Sakamoto, Tokuda, Hooser.

At this time, the following Senate leadership assignments were announced by Senate President Hanabusa:

Majority Leader:
Senator Gary L. Hooser

Majority Floor Leader:
Senator David Y. Ige

Majority Caucus Leader:
Senator Shan S. Tsutsui

Majority Policy Leader:
Senator Les Ihara, Jr.

Majority Whips:
 Senator Norman Sakamoto
 Senator Suzanne Chun Oakland

President Emeritus:
 Senator Robert Bunda

Minority Leader:
 Senator Fred Hemmings

Minority Floor Leader:
 Senator Paul Whalen

Minority Policy Leader
 Senator Mike Gabbard

The President also announced the following standing committees of the Senate, their respective chairs and members:

COMMERCE, CONSUMER PROTECTION AND AFFORDABLE HOUSING

Senator Brian T. Taniguchi, Chair
 Senator David Y. Ige, Vice Chair
 Senator Will Espero
 Senator Les Ihara, Jr.
 Senator Norman Sakamoto
 Senator Sam Slom

ECONOMIC DEVELOPMENT AND TAXATION

Senator Carol Fukunaga, Chair
 Senator Will Espero, Vice Chair
 Senator J. Kalani English
 Senator David Y. Ige
 Senator Sam Slom

EDUCATION

Senator Norman Sakamoto, Chair
 Senator Jill N. Tokuda, Vice Chair
 Senator Suzanne Chun Oakland
 Senator Clayton Hee
 Senator Clarence K. Nishihara
 Brian T. Taniguchi
 Senator Mike Gabbard

ENERGY AND ENVIRONMENT

Senator Ron Menor, Chair
 Senator Gary L. Hooser, Vice Chair
 Senator Les Ihara, Jr.
 Senator Russell S. Kokubun
 Senator Gordon Trimble

HEALTH

Senator David Y. Ige, Chair
 Senator Carol Fukunaga, Vice Chair
 Senator Rosalyn H. Baker
 Senator Ron Menor
 Senator Paul Whalen

HUMAN SERVICES AND PUBLIC HOUSING

Senator Suzanne Chun Oakland, Chair
 Senator Les Ihara, Jr., Vice Chair
 Senator Norman Sakamoto
 Senator Fred Hemmings

INTERGOVERNMENTAL AND MILITARY AFFAIRS

Senator Lorraine R. Inouye, Chair
 Senator Shan S. Tsutsui, Vice Chair
 Senator Fred Hemmings

JUDICIARY AND LABOR

Senator Clayton Hee, Chair
 Senator Russell S. Kokubun, Vice Chair
 Senator Lorraine R. Inouye
 Senator Clarence K. Nishihara
 Senator Mike Gabbard

PUBLIC SAFETY

Senator Will Espero, Chair
 Senator Clarence K. Nishihara, Vice Chair
 Senator Norman Sakamoto
 Senator Paul Whalen

TOURISM AND GOVERNMENT OPERATIONS

Senator Clarence K. Nishihara, Chair
 Senator Donna Mercado Kim, Vice Chair
 Senator Shan S. Tsutsui
 Senator Gordon Trimble

TRANSPORTATION AND INTERNATIONAL AFFAIRS

Senator J. Kalani English, Chair
 Senator Lorraine R. Inouye, Vice Chair
 Senator Will Espero
 Senator Gary L. Hooser
 Senator Brian T. Taniguchi
 Senator Shan S. Tsutsui
 Senator Mike Gabbard

WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS

Senator Russell S. Kokubun, Chair
 Senator Jill N. Tokuda, Vice Chair
 Senator Carol Fukunaga
 Senator Clayton Hee
 Senator Sam Slom

WAYS AND MEANS

Senator Rosalyn H. Baker, Chair
 Senator Shan S. Tsutsui, Vice Chair
 Senator Suzanne Chun Oakland
 Senator J. Kalani English
 Senator Carol Fukunaga
 Senator Gary L. Hooser
 Senator Donna Mercado Kim
 Senator Ron Menor
 Senator Jill N. Tokuda
 Senator Fred Hemmings
 Senator Paul Whalen

ADJOURNMENT

At 12:12 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, January 18, 2007.

SECOND DAY

Thursday, January 18, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the First Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 1, transmitting H.C.R. No. 1, which was adopted by the House of Representatives on January 17, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2007," was adopted.

Hse. Com. No. 2, transmitting H.C.R. No. 2, which was adopted by the House of Representatives on January 17, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

JUDICIARY COMMUNICATION

Jud. Com. No. 1, submitting for consideration and consent, the nomination of KEITH E. TANAKA to the Office of Judge, District Court of the Second Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary and Labor.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 3 and 4) were read by the Clerk and were disposed of as follows:

Senate Resolution

No. 3 "SENATE RESOLUTION ESTABLISHING POLICIES FOR THE LEGISLATIVE BROADCAST PROGRAM'S CABLECASTS OF SENATE PROCEEDINGS."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Whalen and carried, S.R. No. 3 was adopted.

No. 4 "SENATE RESOLUTION ADOPTING THE SENATE ADMINISTRATIVE AND FINANCIAL MANUAL OF THE SENATE OF THE TWENTY-FOURTH LEGISLATURE."

Offered by: Senators Kim, Ihara, Ige.

Senator Ige moved that S.R. No. 4 be adopted, seconded by Senator Whalen.

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

"Madam President, I rise in support of this resolution.

"I'd like to really commend everyone who was involved in helping to prepare in getting this manual together so we can adopt it on the Floor this morning. I think that this is monumental. The fact is that I don't think the Senate has ever had an administrative manual in the past.

"I certainly want to thank the good Senator from Pearl City and the good Senator from Palolo. Together we worked on the manual. We want to thank the Clerk's Office, the SMA Office for working with us in putting this together, and of course our Leadership and your leadership, Madam President, in putting all of this together.

"Hopefully, this document will put more transparency in how we do things. It will give assurances to each member and to our staffs as to what are the responsibilities and what are the benefits that we get as Senator and as staff of this Body.

"So members, I hope all of you will vote in support of this measure. Thank you."

The motion was then put by the Chair and carried, and S.R. No. 4 was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Whalen and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 87 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 88 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senators Sakamoto, Tokuda.

No. 89 "A BILL FOR AN ACT RELATING TO EMPLOYER WORKFORCE ASSISTANCE."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 90 "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE AND LANDSCAPE EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 91 "A BILL FOR AN ACT RELATING TO NURSING EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Ige, Fukunaga.

No. 92 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Chun Oakland, Ige, Fukunaga.

No. 93 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII HEALTHCARE WORKFORCE SIMULATION RESOURCE LABORATORIES."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Ige, Fukunaga.

No. 94 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 95 "A BILL FOR AN ACT RELATING TO VACANT POSITIONS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 96 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Sakamoto.

No. 97 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCIENCE EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 98 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 99 "A BILL FOR AN ACT RELATING TO THE COMMITTEE ON WEIGHTS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 100 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 101 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 102 "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 103 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 104 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Sakamoto.

No. 105 "A BILL FOR AN ACT RELATING TO COMMUNITY RESTITUTION."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 106 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON TWENTY-FOUR-HOUR COVERAGE."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 107 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Inouye.

No. 108 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Slom.

No. 109 "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY."

Introduced by: Senator Slom.

No. 110 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Slom.

No. 111 "A BILL FOR AN ACT RELATING TO FUEL TAX."

Introduced by: Senator Slom.

No. 112 "A BILL FOR AN ACT RELATING TO TAXATION OF PREMIUMS."

Introduced by: Senator Slom.

No. 113 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Slom.

No. 114 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Slom.

No. 115 "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Senator Slom.

No. 116 "A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE."

Introduced by: Senator Slom.

No. 117 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 118 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE FOR TIPPED EMPLOYEES."

Introduced by: Senator Slom.

No. 119 "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS."

Introduced by: Senator Slom.

No. 120 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 121 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Slom.

No. 122 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII IN ORDER TO CHANGE THE GOVERNANCE, INTERNAL STRUCTURE, MANAGEMENT AND OPERATION OF THE PUBLIC SCHOOLS IN HAWAII."

Introduced by: Senator Slom.

No. 123 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Slom.

No. 124 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Senator Slom.

No. 125 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V OF THE HAWAII CONSTITUTION TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL."

Introduced by: Senator Slom.

No. 126 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A UNICAMERAL LEGISLATURE."

Introduced by: Senator Slom.

No. 127 "A BILL FOR AN ACT RELATING TO CORRUPT PRACTICES INTENDED TO INFLUENCE 'OFFICIAL ACTS,' AS THAT TERM IS DEFINED BY SECTION 84-3, HAWAII REVISED STATUTES."

Introduced by: Senator Slom.

No. 128 "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY."

Introduced by: Senator Slom.

No. 129 "A BILL FOR AN ACT RELATING TO ABORTION."

Introduced by: Senator Slom.

No. 130 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senator Slom.

No. 131 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."

Introduced by: Senator Slom.

No. 132 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."

Introduced by: Senator Slom.

No. 133 "A BILL FOR AN ACT RELATING TO HIGH CAPACITY AMMUNITION MAGAZINE FOR FIREARMS."

Introduced by: Senator Slom.

No. 134 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 135 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 136 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Slom.

No. 137 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Slom.

No. 138 "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT."

Introduced by: Senator Slom.

Senator Hee rose at this time and said:

"Madam President, your Committee on Judiciary and Labor will be holding a public hearing on Friday, January 19, 2007 at 10:00 a.m. in conference room 229. The purpose of this public hearing is to receive testimony on Judiciary Communication No. 1, the nomination of Keith E. Tanaka, judicial nominee to the District Court of the Second Circuit.

"The Senate received this communication from Chief Justice Ronal Moon on January 4, 2007. In anticipation of its referral to your Committee on Judiciary and Labor, your Committee filed a notice of hearing on January 8, 2007, to ensure that adequate public notice was provided and that the Senate has adequate time to consider the nomination."

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 19, 2007.

THIRD DAY

Friday, January 19, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Lee Ann Bowman, Senate Clerk's Office, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Whalen who were excused.

The President announced that she had read and approved the Journal of the Second Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 1 to 213) were read by the Clerk and were placed on file:

Gov. Msg. No. 1, dated May 8, 2006, transmitting the Hawaii State Foundation on Culture and the Arts' Annual Report for Fiscal Year 2004-2005, pursuant to Section 9-3 (8), HRS.

Gov. Msg. No. 2, dated May 10, 2006, transmitting the Interstate Route H-1 Noise Study, Vicinity of Aiea Heights Drive Overpass to Kaimakani Street Overpass, prepared by Earth Tech for the Department of Transportation, Highways Division, pursuant to Act 178, Section 16, SLH 2005.

Gov. Msg. No. 3, dated May 31, 2006, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Section 159, SLH 2005, on position vacancies of over one year for the 3rd quarter of FY 06.

Gov. Msg. No. 4, dated May 29, 2006, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Section 162, SLH 2005, on the transfer of funds between program IDs and cost elements for the previous twelve months for the 3rd quarter of FY 06.

Gov. Msg. No. 5, dated July 1, 2006, transmitting the Monthly Progress Report on the Lahaina Bypass Project and the Motor Vehicle Use Reduction Plan, July 1-31, 2006, prepared by the Department of Transportation pursuant to S.C.R. No. 74 (2006).

Gov. Msg. No. 6, dated July 7, 2006, transmitting a report, "Statistics of Hawaii Agriculture 2004," prepared by the Department of Agriculture, Agricultural Development Division, and the U.S. Department of Agriculture, National Agricultural Statistics Service.

Gov. Msg. No. 7, dated July 12, 2006, transmitting the Department of Taxation's Annual Report 2004-2005.

Gov. Msg. No. 8, dated July 14, 2006, transmitting a Report on the Emergency Relief Expenditures for Natural Disasters Occurring in February and March 2006 and Status of Dam Safety Inspections and Assessments, prepared by the Department of Land and Natural Resources, pursuant to Act 118, Sections 24 and 25, SLH 2006.

Gov. Msg. No. 9, dated July 14, 2006, transmitting the TANF Progress Report, prepared by the Department of Human Services pursuant to Act 178, Section 42, SLH 2005.

Gov. Msg. No. 10, dated July 15, 2006, transmitting a Report on Emergency Appropriations for the Damage and Destruction Caused by Heavy Rains and Flooding in February and March 2006, prepared by the Department of Transportation pursuant to Act 118, Section 24, SLH 2006.

Gov. Msg. No. 11, dated July 17, 2006, transmitting a Report for the 4th Quarter of FY 06 on the Transfer of Funds Between Program IDs and Cost Elements for the Previous Twelve Months, prepared by the Department of Human Services, pursuant to Act 178, Section 162, SLH 2005.

Gov. Msg. No. 12, dated July 18, 2006, transmitting a Report for the 4th Quarter of FY 06 on Position Vacancies of Over One Year, prepared by the Department of Human Services, pursuant to Act 178, Section 159, SLH 2005.

Gov. Msg. No. 13, dated July 28, 2006, transmitting the Housing and Community Development Corporation's Annual Report for Fiscal Year Ending June 30, 2004.

Gov. Msg. No. 14, dated July 28, 2006, transmitting the Annual Report for the Housing and Community Development Corporation for Fiscal Year Ending June 30, 2005.

Gov. Msg. No. 15, dated August 1, 2006, transmitting the Monthly Progress Report on the Lahaina Bypass Project and the Motor Vehicle Use Reduction Plan, July 1-31, 2006, prepared by the Department of Transportation pursuant to S.C.R. No. 74 (2006).

Gov. Msg. No. 16, dated September 6, 2006, transmitting the Department of Labor and Industrial Relations' Annual Report 2005, pursuant to Section 371-7, HRS.

Gov. Msg. No. 17, dated September 14, 2006, transmitting the Monthly Progress Report on the Lahaina Bypass Project and the Motor Vehicle Use Reduction Plan, August 1-31, 2006, prepared by the Department of Transportation pursuant to S.C.R. No. 74 (2006).

Gov. Msg. No. 18, dated October 20, 2006, transmitting a report prepared by the Department of Human Services, Social Services Division, pursuant to Act 178, Section 37, SLH 2005, on the funding to the Department's Social Services Division, Child Welfare Services Branch for Multi-Agency Case Coordinators and Case Support Aides.

Gov. Msg. No. 19, dated October 20, 2006, transmitting a Report on the Nursing Home Without Walls (NHWW) and Residential Alternative Community Care Programs (RACC), prepared by the Department of Human Services, Social Services Division, pursuant to Act 178, Section 40, SLH 2005.

Gov. Msg. No. 20, dated October 20, 2006, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for September 2006, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 21, dated November 16, 2006, transmitting an Update to the Report on the Detailed Implementation Timeline for the Expedited Construction Completion of the Lahaina Bypass Project, and the Monthly Progress Reports on the Lahaina Bypass Project and the Motor Vehicle Use Reduction Plan for the Period of September 1 to October 31, 2006,

prepared by the Department of Transportation pursuant to S.C.R. No. 74 (2006).

Gov. Msg. No. 22, dated November 20, 2006, transmitting a Report Relating to the Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for October 2006, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 23, dated November 20, 2006, transmitting a Report on Identification of Rivers and Streams Worthy of Protection, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.

Gov. Msg. No. 24, dated November 20, 2006, transmitting a Report on the Status of the Statewide Field Investigations of Streams to Establish Instream Flow Standards, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Act 160, Section 19.1, SLH 2006.

Gov. Msg. No. 25, dated November 20, 2006, transmitting the Report Relating to the Wildlife Revolving Fund for Fiscal Year 2005-2006, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 26, dated November 20, 2006, transmitting the Report on Geothermal Royalties Dispositions and Status of Geothermal and Cable System Development, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 27, dated November 20, 2006, transmitting the Annual Report on the Status of the Kaho'olawe Rehabilitation Trust Fund, prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5, HRS.

Gov. Msg. No. 28, dated November 20, 2006, transmitting a Report on Fire Suppression for Fiscal Year 2007, prepared by the Department of Land and Natural Resources pursuant to Act 160, Section 124.1, SLH 2006.

Gov. Msg. No. 29, dated November 20, 2006, transmitting a Report on Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183-5, HRS.

Gov. Msg. No. 30, dated November 20, 2006, transmitting the Annual Report Relating to the Forest Stewardship Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 31, dated November 20, 2006, transmitting the Annual Report on the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the Period July 1, 2005-June 30, 2006, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 32, dated November 20, 2006, transmitting a Report Relating to Public Land Liability, prepared by the Department of Land and Natural Resources, Division of

Forestry and Wildlife, Na Ala Hele Trail and Access Program, pursuant to Act 82, Section 4, SLH 2003.

Gov. Msg. No. 33, dated November 20, 2006, transmitting the Annual Report Relating to the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 34, dated November 20, 2006, transmitting a Report on the Status of the Baseline Environmental Study for the Waianae Coast Ocean Area, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, pursuant to Act 6, Special Session 2005.

Gov. Msg. No. 35, dated November 20, 2006, transmitting a Report on Administratively Established Accounts and Funds of the Department of Land and Natural Resources, pursuant to Section 37-52.5, HRS.

Gov. Msg. No. 36, dated November 15, 2006, transmitting a Report to Determine the Costs of Strengthening Honopou Bridge to Allow Fire Trucks to Safely Cross and Reach Area Residents, prepared by the Department of Transportation pursuant to Act 107, SLH 2006.

Gov. Msg. No. 37, dated November 20, 2006, transmitting the Annual Report on the Status of the Program for Environmentally-Themed Products to Support the Environment, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 38, dated November 20, 2006, transmitting a report prepared by the Department of Human Services, Social Services Division, pursuant to Act 178, Section 38, SLH 2005, on the Title IV-E Eligibility Determination Unit for FY 2006 and FY 2007.

Gov. Msg. No. 39, dated November 20, 2006, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 160, Sections 4. (45) and 41.1, SLH 2006, on adult dental care in the Medicaid QUEST managed care program.

Gov. Msg. No. 40, dated November 20, 2006, transmitting the Report on the Hawaii Historic Preservation Special Fund for Fiscal Year 2005-2006, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 41, dated November 20, 2006, transmitting a Report on the Implementation of Act 134, Session Laws of Hawaii 2000, prepared by the Department of Land and Natural Resources pursuant to Act 160, Section 18.3, SLH 2006.

Gov. Msg. No. 42, dated November 20, 2006, transmitting a Report on the Implementation of Chapter 190D, Hawaii Revised Statutes, Ocean and Submerged Lands Leasing, prepared by the Department of Agriculture and the Department of Land and Natural Resources pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 43, dated November 20, 2006, transmitting a report prepared by the Department of Land and Natural Resources pursuant to S.C.R. No. 130 (2006), requesting the Department of Land and Natural Resources to recommend solutions to abate and prevent the accumulation of sediment at Wailoa Small Boat Harbor and along Hilo Bayfront.

Gov. Msg. No. 44, dated November 20, 2006, transmitting a Report on the Activities of the Hawaii Statewide Trails and Access Program "Na Ala Hele," prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, Na Ala Hele Trail and Access Program, pursuant to Section 198D-9, HRS.

Gov. Msg. No. 45, dated November 20, 2006, transmitting a report prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 208, SLH 2004, on changes to the eligibility determination for General Assistance.

Gov. Msg. No. 46, dated November 20, 2006, transmitting the 2007 Annual Report on Home Property Liens, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 47, dated November 20, 2006, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 160, Sections 4. (43) and 39.1, SLH 2006, on adult dental care in the Medicaid Fee-For-Service (FFS) program.

Gov. Msg. No. 48, dated August 21, 2006, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement, prepared by the Department of Land and Natural Resources, Division Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 49, dated November 24, 2006, transmitting the Annual Report of the Tobacco Enforcement Unit for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Section 28-15, HRS.

Gov. Msg. No. 50, dated November 24, 2006, transmitting the Annual Report of Proceedings Under the Hawaii Omnibus Criminal Forfeiture Act for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Section 712A-16, HRS.

Gov. Msg. No. 51, dated November 27, 2006, transmitting the Annual Report on the Activities of the Kaneohe Bay Regional Council for the Year 2006, submitted on behalf of the Kaneohe Bay Regional Council by the Department of Land and Natural Resources pursuant to Section 200D-5, HRS.

Gov. Msg. No. 52, dated November 28, 2006, transmitting the Hoisting Machine Operator's Advisory Board 2005-2006 Annual Report, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-20, HRS.

Gov. Msg. No. 53, dated November 28, 2006, transmitting the Occupational Safety and Health Annual 2005-2006 Report of Contested Cases, prepared by the Department of Labor and Industrial Relations, Hawaii Occupational Safety and Health Division, pursuant to Section 396-11, HRS.

Gov. Msg. No. 54, dated November 28, 2006, transmitting a Report on Non-General Fund Information for 2005-2006 on the Unemployment Insurance Trust Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-126.5, HRS.

Gov. Msg. No. 55, dated November 28, 2006, transmitting a Report on Non-General Fund Information for 2005-2006 on the Special Fund for Disability Benefits, prepared by the Department of Labor and Industrial Relations pursuant to Section 392-61, HRS.

Gov. Msg. No. 56, dated November 28, 2006, transmitting a Report on General Fund Information for 2005-2006 for Boiler and Elevator Safety, prepared by the Department of Labor and Industrial Relations pursuant to Chapter 397, HRS.

Gov. Msg. No. 57, dated November 29, 2006, transmitting the Employment and Training Fund 2005-2006 Annual Report, prepared by the Department of Labor and Industrial Relations, Workforce Development Division, pursuant to Section 383-128, HRS.

Gov. Msg. No. 58, dated December 22, 2006, transmitting the Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health, pursuant to Section 321-234, HRS.

Gov. Msg. No. 59, dated December 4, 2006, transmitting the Annual Report on the State Risk Management Revolving Fund on the Transfer of Funds for Risk Management, prepared by the Department of Accounting and General Services pursuant to Act 178, Section 139, SLH 2005.

Gov. Msg. No. 60, dated December 4, 2006, transmitting the Annual Report on the Wireless Enhanced 911 Board for the Period July 1, 2005 to June 30, 2006, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.

Gov. Msg. No. 61, dated December 4, 2006, transmitting the Department of Accounting and General Services' Annual Report on Goals and Objectives for the Period July 1, 2005 to June 30, 2006, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 62, dated December 4, 2006, transmitting the Department of Accounting and General Services' Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less for Fiscal Year 2005-2006, pursuant to Section 41D-4, HRS.

Gov. Msg. No. 63, dated December 22, 2006, transmitting a Report on the Hawaii Harbors Task Force, prepared by the Aloha Tower Development Corporation, Department of Business, Economic Development and Tourism, and the Department of Transportation, pursuant to Act 160, Sections 8.1 and 13.1, SLH 2006.

Gov. Msg. No. 64, dated December 5, 2006, transmitting the Report on the Detailed Implementation Timeline for the Expedited Construction Completion of the Lahaina Bypass Project and the Completed Plan Containing Strategies to Reduce Motor Vehicle Use Into and Out of Lahaina, prepared by the Department of Transportation pursuant to S.C.R. No. 74 (2006).

Gov. Msg. No. 65, dated December 5, 2006, transmitting a Report on the Study and Evaluation of Existing Traffic Conditions in the South Kona Area of Hawaii, prepared by the Department of Transportation pursuant to S.C.R. No. 27 (2005).

Gov. Msg. No. 66, dated December 5, 2006, transmitting the Department of Business, Economic Development and Tourism's 2007 Report on Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 67, dated December 28, 2006, transmitting the Disability and Communication Access Board Annual Report for Fiscal Year 2005-2006, prepared by the Department of Health, pursuant to Section 348F-4, HRS.

Gov. Msg. No. 68, dated December 8, 2006, transmitting a Report on How the Department of Commerce and Consumer

Affairs' Expenditures will be Aligned with its Special Fund Revenue Collections, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 178, Section 68, SLH 2005.

Gov. Msg. No. 69, dated December 8, 2006, transmitting the Annual Report of Administratively Established Appropriations as of October 31, 2006, and the Report of New Administratively Established Appropriations from November 1, 2005 to October 31, 2006, prepared by the Department of Agriculture pursuant to Act 178, SLH 2002.

Gov. Msg. No. 70, dated December 8, 2006, transmitting the Department of Budget and Finance's Report on Administratively Established New Accounts or Funds, pursuant to Act 178, SLH 2002.

Gov. Msg. No. 71, dated December 8, 2006, transmitting the Department of Budget and Finance's Report on Employer Contributions for Health Benefits, Social Security/Medicare, and Pension Accumulation for Charter School Employees for the Period July 1, 2005 through June 30, 2006, pursuant to Act 178, Sections 44 and 46, SLH 2005.

Gov. Msg. No. 72, dated December 8, 2006, transmitting the Department of Human Resources Development's reports on all expenditures, including the number of claims for workers' compensation claim payments; statistics on the duration of payments made to claimants; statistics on the average compensation paid per claimant; and a breakdown of the claims paid by department for fiscal year ending June 30, 2005, pursuant to Act 178, Section 80, SLH 2005.

Gov. Msg. No. 73, dated January 5, 2007, transmitting the Department of Agriculture's Annual Report, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 74, dated December 11, 2006, transmitting a Report on the Cost Effectiveness and Efficacy of the Healthy Start Program for FY 2006-2007, prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, pursuant to Act 178, Section 23, SLH 2005, as amended by Act 160, Section 23.1, SLH 2006.

Gov. Msg. No. 75, dated December 11, 2006, transmitting the Annual Detailed Progress Report on the Status of the Healthy Hawaii Initiative and Identifying the Impact on any Aspect of the Healthy Hawaii Initiative Success Due to the Reallocation of Funds From the Tobacco Settlement Fund to the Healthy Start Purchase of Service Contracts, prepared by the Department of Health, Tobacco Settlement Special Fund, pursuant to Act 178, Section 25, SLH 2005.

Gov. Msg. No. 76, dated December 11, 2006, transmitting a Report on the Revenues and Expenditures of the Environmental Response Revolving Fund as of December 1, 2006, prepared by the Department of Health pursuant to Act 178, Section 20, SLH 2005.

Gov. Msg. No. 77, dated December 11, 2006, transmitting a Report on the Increase in the Dental Fee Schedule for Neighbor Island Providers, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 160, Sections 4, (44) and 39.2, SLH 2006.

Gov. Msg. No. 78, dated December 11, 2006, transmitting the Annual Report on the Enrollment and Financial Status of the State Pharmacy Assistance Program (SPAP), prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-347, HRS.

Gov. Msg. No. 79, dated December 11, 2006, transmitting a Report for the 1st Quarter of FY 07 on the Transfer of Funds Between Program IDs and Cost Elements for the Previous Twelve Months, prepared by the Department of Human Services, pursuant to Act 178, Section 162, SLH 2005.

Gov. Msg. No. 80, dated December 11, 2006, transmitting a Report for the 1st Quarter of FY 2006-2007 on Position Vacancies of Over One Year, prepared by the Department of Human Services, pursuant to Act 178, Section 159, SLH 2005.

Gov. Msg. No. 81, dated December 11, 2006, transmitting a Report on Non-General Fund Information 2005-2006 for the Premium Supplementation Fund (PHC), prepared by the Department of Labor and Industrial Relations pursuant to Section 393-41, HRS.

Gov. Msg. No. 82, dated December 11, 2006, transmitting the Hawaii Labor Relations Board's Annual Report for Fiscal Year 2005-2006, pursuant to Section 89-5, HRS.

Gov. Msg. No. 83, dated December 11, 2006, transmitting the 2005-2006 Annual Report of the Hawaii Civil Rights Commission, prepared by the Department of Labor and Industrial Relations pursuant to Sections 368-3, 368-4 and 515-9, HRS.

Gov. Msg. No. 84, dated December 11, 2006, transmitting a Report on Non-General Fund Information 2005-2006 for the Special Compensation Fund (WC), prepared by the Department of Labor and Industrial Relations pursuant to Section 386-151, HRS.

Gov. Msg. No. 85, dated December 11, 2006, transmitting the Department of Accounting and General Services' Annual Report on Privatization for the Period July 1, 2005 to June 30, 2006, pursuant to Act 90, SLH 2001.

Gov. Msg. No. 86, dated December 11, 2006, transmitting a Report on Receipts and Expenditures of the Antitrust Trust Fund for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Section 28-13, HRS.

Gov. Msg. No. 87, dated December 11, 2006, transmitting a Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Section 28-16, HRS.

Gov. Msg. No. 88, dated December 11, 2006, transmitting a Report on Any Shortage or Condition Affecting the Supply of Petroleum Products, prepared by the Department of the Attorney General pursuant to Section 486H-17, HRS.

Gov. Msg. No. 89, dated December 11, 2006, transmitting a Progress Report on the Plan for the Evaluation of Hawaii's Graduated Licensing Program, prepared by the Department of Transportation pursuant to Act 72, Section 12, SLH 2005.

Gov. Msg. No. 90, dated January 5, 2007, transmitting the Hawaii Ocean Resources Management Plan 2006 Final Report, prepared by the Department of Business, Economic Development, and Tourism, Office of Planning, Hawaii Coastal Zone Management Program, pursuant to Section 205A-62, HRS, and S.C.R. No. 137 (2005).

Gov. Msg. No. 91, dated January 8, 2007, transmitting the Progress Report of the Task Force Convened to Evaluate and Recommend Possible Procedural, Statutory, and Public Policy

Changes to Minimize the Census at Hawaii State Hospital and Promote Community-Based Health Services for Forensic Patients, prepared by the Office of the Governor, Department of Health, Adult Mental Health Division, pursuant to S.C.R. No. 117 (2006).

Gov. Msg. No. 92, dated November 28, 2006, transmitting a Report on Non-General Fund Information 2005-2006 for the Employment and Training Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 386-128, HRS.

Gov. Msg. No. 93, dated December 13, 2006, transmitting the Expenditure Report on the Emergency Budget Reserve Fund, prepared by the Department of Agriculture pursuant to Act 118, SLH 2006, on emergency relief for natural disasters.

Gov. Msg. No. 94, dated December 13, 2006, transmitting a Report Concerning Special, Trust, and Revolving Funds for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Act 178, Section 161, SLH 2005.

Gov. Msg. No. 95, dated December 13, 2006, transmitting a Report of the Investigations Division Cold Case Squad for Fiscal Year 2005-2006, prepared by the Department of the Attorney General pursuant to Act 178, Section 75, SLH 2005.

Gov. Msg. No. 96, dated December 14, 2006, transmitting a report prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Children with Special Health Needs Branch, pursuant to S.C.R. No. 70 (2006), requesting the Director of Health to convene a task force to determine a means for a child to be screened prior to the start of the child's education, at the child's first entry into preschool and elementary school, to provide for diagnosis, referral, correction or treatment, and to integrate the efforts of community and state organizations related to screening under this Hawaii childhood screening initiative.

Gov. Msg. No. 97, dated December 14, 2006, transmitting a report prepared by the Department of Human Services, Hawaii Public Housing Authority, Homeless Programs Branch, pursuant to Act 178, Section 39, SLH 2005.

Gov. Msg. No. 98, dated January 12, 2007, transmitting a Report on Standards-Based Curriculum, prepared by the Department of Education pursuant to Act 301, SLH 2006.

Gov. Msg. No. 99, dated December 14, 2006, transmitting a Report on the Boiler and Elevator Safety Section of the Hawaii Occupational Safety and Health Branch, prepared by the Department of Labor and Industrial Relations pursuant to Act 178, SLH 2005.

Gov. Msg. No. 100, dated December 14, 2006, transmitting the 2006 Annual Report on the Recommendations for Denial of Claims for Legislative Relief, prepared by the Department of the Attorney General pursuant to Section 37-77, HRS.

Gov. Msg. No. 101, dated December 14, 2006, transmitting the Annual Financial Report for the Newborn Metabolic Screening Special Fund, prepared by the Department of Health pursuant to Section 321-291, HRS.

Gov. Msg. No. 102, dated December 14, 2006, transmitting the Special Fund Report of the Public Utilities Commission for Fiscal Year 2005-2006, pursuant to Section 269-33, HRS.

Gov. Msg. No. 103, dated December 14, 2006, transmitting the Annual Report of the Public Utilities Commission for Fiscal Year 2005-2006, pursuant to Sections 269-5 and 486J-5, HRS.

Gov. Msg. No. 104, dated December 14, 2006, transmitting the Annual Report on the Hawaii Invasive Species Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Chapter 194, HRS and Act 178, Section 19, SLH 2005.

Gov. Msg. No. 105, dated December 14, 2006, transmitting the 2006 Annual Report of the State Energy Resources Coordinator, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 196-4, HRS.

Gov. Msg. No. 106, dated December 14, 2006, transmitting a Report on Expenditures for the Housing of Inmates at Mainland Correctional Facilities and on Expenditures for the Housing of Inmates at the Hawaii-Based Federal Detention Center and Mainland Correctional Facilities, prepared by the Department of Public Safety pursuant to Act 178, Sections 64 and 65, SLH 2005.

Gov. Msg. No. 107, dated December 15, 2006, transmitting a Report on the Condominium Dispute Resolution Pilot Program, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 164, Section 29, SLH 2004 and Act 277, SLH 2006.

Gov. Msg. No. 108, dated December 15, 2006, transmitting a Report of the Medical Claims Conciliation Panel, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 671-20, HRS.

Gov. Msg. No. 109, dated December 15, 2006, transmitting the Board of Dental Examiner's Report on the Safety and Efficacy of Enabling Licensed Dental Hygienists to Operate Under the General or Direct Supervision of a Licensed Dentist in Public Health Settings, prepared by the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, pursuant to Act 231, SLH 2002.

Gov. Msg. No. 110, dated December 15, 2006, transmitting the 2006 Annual Report of the Real Estate Commission for Fiscal Year 2006, prepared by the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Real Estate Branch.

Gov. Msg. No. 111, dated December 15, 2006, transmitting the Annual External Review Report prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.

Gov. Msg. No. 112, dated December 15, 2006, transmitting the Report of the Insurance Commissioner of Hawaii 2006, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 113, dated December 15, 2006, transmitting the Department of Budget and Finance's Plan of Action for Implementation of Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 114, dated December 15, 2006, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to H.C.R. No. 262 (2005), on the pilot program to train appraisers to use income approach to set lease rent rates for state agricultural lease reopenings.

Gov. Msg. No. 115, dated December 15, 2006, transmitting a report prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to H.C.R. No. 200 (2006), requesting the Department of Land and

Natural Resources to conduct an analysis of incentives to promote landowner protection of important mauka lands.

Gov. Msg. No. 116, dated December 15, 2006, transmitting a Report Relating to the Coqui Frog, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Act 160, Section 19.5, SLH 2006.

Gov. Msg. No. 117, dated December 15, 2006, transmitting a Report Relating to Invasive Species, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to H.C.R. No. 11 (2006).

Gov. Msg. No. 118, dated December 15, 2006, transmitting a Report on the Land Conservation Fund and Legacy Land Conservation Program, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 119, dated January 12, 2007, transmitting a report prepared by the Department of Land and Natural Resources pursuant to Act 100, Sections 6 and 7, SLH 1999, requiring all departments and agencies to identify their goals, objectives, and policies, to provide a basis for determining priorities and allocating limited public funds and human resources.

Gov. Msg. No. 120, dated December 15, 2006, transmitting a Report on the Plan to Reduce the Statewide Feral Pig Population, prepared by the Department of Land and Natural Resources pursuant to H.C.R. No. 98 (2006).

Gov. Msg. No. 121, dated December 15, 2006, transmitting a Report on the Coordinated Environmental Education Efforts of the Department of Land and Natural Resources, prepared by the Department of Land and Natural Resources pursuant to Act 160, Section 84.3, SLH 2006.

Gov. Msg. No. 122, letter dated December 15, 2006, informing the Senate that pursuant to Act 253, Sections 119 and 120, SLH 2000, the Department of Human Resources Development reports that there was no selection of Separation Incentives by an employee as there was no Reduction-in-Force (RIF) in the Executive Branch for the 2006 calendar year.

Gov. Msg. No. 123, dated December 15, 2006, transmitting a Report on Parental Preferences in Government Contracts, Programs, and Services, prepared by the Department of Human Resources Development for the Executive Branch pursuant to Act 162, SLH 2002.

Gov. Msg. No. 124, dated December 18, 2006, transmitting the Multi-Year Program and Financial Plan and Executive Budget for the Period 2007-2013 (Budget Period 2007-2009); the Variance Report for Fiscal Years 2006 and 2007, pursuant to Section 37-75, HRS; and the FB 2007-2009 Executive Biennium Budget, Budget in Brief, prepared by the Department of Budget and Finance.

Gov. Msg. No. 125, dated December 19, 2006, transmitting a report, "Statistics of Hawaii Agriculture 2005," prepared by the Department of Agriculture, Agricultural Development Division, and the U.S. Department of Agriculture, National Agricultural Statistics Service.

Gov. Msg. No. 126, dated December 20, 2006, transmitting the TANF Progress Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 178, Section 42, SLH 2005.

Gov. Msg. No. 127, dated December 20, 2006, transmitting the Annual Report on the Enrollment and Financial Status of the

Hawaii Rx Plus Program, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-319, HRS.

Gov. Msg. No. 128, dated December 20, 2006, transmitting a Report Relating to the Division of Conservation and Resources Enforcement's Monthly Enforcement Activities for November 2006, prepared by the Department of Land and Natural Resources pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 129, dated December 15, 2006, transmitting a Report on the Acquisition of Moanalua Gardens, prepared by the Department of Land and Natural Resources pursuant to S.C.R. No. 148 (2006).

Gov. Msg. No. 130, dated December 15, 2006, transmitting the Report of the Task Force on Beach and Water Safety, prepared by the Department of Land and Natural Resources in conjunction with 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. 131, dated December 20, 2006, transmitting a Report on Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions (Revised Article 9), prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.

Gov. Msg. No. 132, dated December 21, 2006, transmitting a Report on the Decontamination of Illegal Methamphetamine Manufacturing Sites, prepared by the Department of Health, Hazard Evaluation and Emergency Response, pursuant to Act 170, Section 3, SLH 2006.

Gov. Msg. No. 133, dated December 21, 2006, transmitting the Department of Transportation's Special Maintenance Reports, pursuant to Act 178, Sections 10, 12 and 15, SLH 2005, as amended by Act 160, SLH 2006.

Gov. Msg. No. 134, dated December 21, 2006, transmitting a Report on the Sanitation Branch Annual Audit, prepared by the Department of Health pursuant to Section 321-27.5, HRS.

Gov. Msg. No. 135, dated December 21, 2006, transmitting a Report on the Drinking Water Treatment Revolving Loan Fund, prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Safe Drinking Water Branch, Wastewater Branch, pursuant to Section 340E-33, HRS.

Gov. Msg. No. 136, dated December 21, 2006, transmitting the Annual Report Outlining 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 Expenditure, prepared by the Department of Health pursuant to Section 321-1.4, HRS.

Gov. Msg. No. 137, dated January 8, 2007, transmitting a Report on Land Dispositions Made of Public Lands for Calendar Year 2006, prepared by the Department of Land and Natural Resources pursuant to Section 171-29, HRS.

Gov. Msg. No. 138, dated December 22, 2006, transmitting the Report of the Physician On-Call Crisis Task Force, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to S.C.R. No. 150 (2006).

Gov. Msg. No. 139, dated December 22, 2006, transmitting a Report on Purchasing Equipment for the State Laboratory,

prepared by the Department of Health, State Laboratories Division, pursuant to Act 160, Section 36.1, SLH 2006.

Gov. Msg. No. 140, dated December 22, 2006, transmitting a report prepared by the Department of Health, Solid and Hazardous Waste Branch, and the Hazard Evaluation and Emergency Response Office, pursuant to H.C.R. No. 76 (2006), requesting the Department of Health to report on the status of its litigation against Waste Management of Hawaii, Inc. and the City and County of Honolulu and report on how the Department of Health conducts health surveillances related to environmental factors, such as landfills and infectious disease, and report on how the divisions of the Department of Health work together to share information and determine any actions to be taken.

Gov. Msg. No. 141, dated December 22, 2006, transmitting a Report on the Status of the Environmental Health Education Fund, prepared by the Department of Health pursuant to Section 321-27, HRS.

Gov. Msg. No. 142, dated December 22, 2006, transmitting a report prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, pursuant to S.C.R. No. 227 (2005), requiring the Department of Health to convene a task force to work with the Hawaii Healthy Start network providers to restructure the program for greater effectiveness.

Gov. Msg. No. 143, dated December 22, 2006, transmitting a report prepared by the Department of Health pursuant to Act 160, Sections 22.1-22.4, SLH 2006, requiring the Department of Health to submit a report that breaks down emergency ambulance services, contracted billing services, and 911 emergency medical services system dispatch services by contracts, cost categories, and dollar amounts.

Gov. Msg. No. 144, dated December 22, 2006, transmitting the Annual Report on the Expenditures of the Trauma System Special Fund and the Progress Toward Developing a Fully-Integrated Statewide Trauma System, prepared by the Department of Health pursuant to Act 305, SLH 2006.

Gov. Msg. No. 145, dated December 26, 2006, transmitting the Annual Report on the Activities Under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Section 321H-4, HRS.

Gov. Msg. No. 146, dated December 26, 2006, transmitting a Report on the Use of Mobile Home Parks as a Possible Option for Solving Hawaii's Affordable Housing Crisis, prepared by the Hawaii Housing Finance and Development Corporation pursuant to H.C.R. No. 202 (2006).

Gov. Msg. No. 147, dated December 27, 2006, transmitting a Report from the South Kona - Ka'u Coastal Conservation Task Force, prepared by the Department of Land and Natural Resources pursuant to H.C.R. No. 5 (2005).

Gov. Msg. No. 148, dated December 27, 2006, transmitting the Report of the Drug Nuisance Abatement Unit, prepared by the Department of the Attorney General pursuant to Act 178, Section 77.1, SLH 2005, as amended by Act 160, SLH 2006.

Gov. Msg. No. 149, dated December 27, 2006, transmitting the 2006 Annual Report of the Office of Information Practices.

Gov. Msg. No. 150, dated December 27, 2006, transmitting a Report on the Activities of the Deposit Beverage Container Program, prepared by the Department of Health pursuant to Act 176, Section 16, SLH 2002; Act 228, Section 2, SLH 2005; and Act 231, Section 2, SLH 2006.

Gov. Msg. No. 151, dated December 27, 2006, transmitting a Report on the Ownership of Honopou Road and Bridge in Maui, prepared by the Department of the Attorney General pursuant to Act 107, SLH 2006.

Gov. Msg. No. 152, dated December 27, 2006, transmitting the Department of the Attorney General's 2007 Goals and Objectives, pursuant to Act 100, Section 7, SLH 1999, as amended by Act 154, SLH 2005.

Gov. Msg. No. 153, dated December 27, 2006, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to Act 160, Sections 19.2 and 19.4, SLH 2006, relating to the Division of Conservation and Resources Enforcement's efforts to improve electronic report writing, data collection and retrieval for field inspection reports, and telecommunications with and between officers in the field, and relating to the Division of Conservation and Resources Enforcement's planning efforts, studies, community surveys, and measures of effectiveness to improve functions at all branches.

Gov. Msg. No. 154, dated December 28, 2006, transmitting a Report Relating to Developmental Disabilities, prepared by the Department of Health, State Council on Developmental Disabilities, pursuant to Act 303, SLH 2006.

Gov. Msg. No. 155, dated December 28, 2006, transmitting a Report on the Environmental Response Law and Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information, prepared by the Department of Health, pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 156, dated December 28, 2006, transmitting the Annualized and Projected Report on Revenues, Expenditures and Number of Meals to be Served, prepared by the Department of Education pursuant to Act 178, Section 48, SLH 2005.

Gov. Msg. No. 157, dated December 28, 2006, transmitting the Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, prepared by the Department of Health, Board of Certification of Operating Personnel in Wastewater Treatment Facilities, pursuant to Section 340B-12, HRS.

Gov. Msg. No. 158, dated December 28, 2006, transmitting the Department of Taxation's Report on its Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 159, dated December 28, 2006, transmitting a Report Regarding the Status of the Integrated Tax Information Management System (ITIMS), prepared by the Department of Taxation pursuant to Act 273, SLH 1996 and Act 155, SLH 1999.

Gov. Msg. No. 160, dated December 28, 2006, transmitting the Department of Taxation's Electronic Funds Transfer Report, pursuant to Act 177, SLH 1997, as amended by Act 44, SLH 2001.

Gov. Msg. No. 161, dated December 28, 2006, transmitting a Preliminary Report on the Development of a Long-Term Care Infrastructure Plan for Hawaii to Ensure Public Safety While Supporting Aging in Place, prepared by the Department of Health and the Department of Human Services pursuant to S.C.R. No. 144 (2006).

Gov. Msg. No. 162, dated January 9, 2007, transmitting a Report of the Independent Civil Investigation of the March 14, 2006, Breach of Ka Loko Dam, prepared by the Special Deputy Attorney General Robert Carson Godbey pursuant to H.C.R. No. 192 (2006).

Gov. Msg. No. 163, dated December 28, 2006, transmitting the Annual Evaluation Report on Elder Programs, prepared by the Department of Health, Executive Office on Aging, pursuant to Section 349-5, HRS.

Gov. Msg. No. 164, dated December 28, 2006, transmitting a Report to Assess Yearly Service Delivery Needs and Long-Term Strategic Planning for Kupuna Care, prepared by the Department of Health, Executive Office on Aging, pursuant to S.C.R. No. 115 (2006).

Gov. Msg. No. 165, dated December 28, 2006, transmitting the 2006 Annual Compliance Resolution Fund Report for Fiscal Year Ending June 30, 2006, prepared by the Department of Commerce and Consumer Affairs.

Gov. Msg. No. 166, dated December 28, 2006, transmitting a Report of the Comprehensive Review of the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 143, SLH 2006.

Gov. Msg. No. 167, dated December 29, 2006, transmitting a Report on On-Line Permitting and Other Environmental Information Management Improvements, prepared by the Department of Health, Environmental Health Administration, pursuant to Act 160, Section 18.2, SLH 2006.

Gov. Msg. No. 168, dated December 29, 2006, transmitting the Public Utilities Commission's comprehensive plan to restructure and supplement the commission, pursuant to Act 143, SLH 2006.

Gov. Msg. No. 169, dated December 29, 2006, transmitting a Report Relating to Government Operations, prepared by the Department of Transportation pursuant to Act 100, Section 7, SLH 1999.

Gov. Msg. No. 170, dated December 29, 2006, transmitting a report prepared by the Department of Health pursuant to Chapter 333F-6, HRS, regarding services for persons with developmental disabilities or mental retardation, directing the Department of Health to keep waiting lists of all individuals who are eligible for services and supports, but for whom services and supports have not been provided, and the reasons for the lack of services and supports.

Gov. Msg. No. 171, dated December 29, 2006, transmitting the Annual Report on the Implementation of the Statewide Comprehensive Integrated Service Plan, prepared by the Department of Health, Hawaii State Council on Mental Health, pursuant to Section 334-10, HRS and Section 11-175-03, Hawaii Administrative Rules.

Gov. Msg. No. 172, dated December 29, 2006, transmitting the following reports prepared by the Department of Health, Alcohol and Drug Abuse Division: a Report on the Implementation of the State Plan for Substance Abuse, pursuant to Section 321-195, HRS; a Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to Section 329-3, HRS; a Status Report on the Coordination of Offender Substance Abuse Treatment Programs, pursuant to Act 161, Section 10, SLH 2002; and a Progress Report on the Substance Abuse Treatment Monitoring Program, pursuant to Act 40, Section 29, SLH 2004.

Gov. Msg. No. 173, dated December 29, 2006, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 160, Sections 8. (20) and 168.4, SLH 2006, on the implementation of the QUEST Adult Coverage Expansion (ACE) and direct payments to hospitals.

Gov. Msg. No. 174, dated December 29, 2006, transmitting a Report on the Spouse and Child Abuse Special Account, prepared by the Department Human Services, Social Services Division, pursuant to Section 346-7.5, HRS.

Gov. Msg. No. 175, dated December 29, 2006, transmitting a Report on Child Welfare Service Offices, prepared by the Department of Human Services, Social Services Division, pursuant to H.C.R. No. 166 (2006).

Gov. Msg. No. 176, dated December 29, 2006, transmitting the Annual Report on Dental Health Activities, Expenditures, and Recommendations, prepared by the Department of Health pursuant to Section 321-63, HRS.

Gov. Msg. No. 177, dated December 29, 2006, transmitting a Report on the Kona International Airport at Keahole Expenditure of Purchasing a Mobile Command Vehicle and Communication Equipment, prepared by the Department of Transportation pursuant to Act 178, SLH 2005, as amended by Act 160, Section 10.1, SLH 2006.

Gov. Msg. No. 178, dated December 29, 2006, transmitting the Harbor Division's Report on Actual Expenditures of All Security Appropriations as of June 30, 2006, prepared by the Department of Transportation pursuant to Act 178, Section 14, SLH 2005, as amended by Act 160, SLH 2006.

Gov. Msg. No. 179, dated December 29, 2006, transmitting the Annual Evaluation of the Hawaii Unemployment Compensation Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-126.5, HRS.

Gov. Msg. No. 180, dated January 9, 2007, transmitting a Report Relating to Land Acquisition (Kukui Gardens), prepared by the Hawaii Housing Finance and Development Corporation pursuant to Act 288, SLH 2006.

Gov. Msg. No. 181, dated January 9, 2007, transmitting the Annual Report Summary and Review of Administrative Rules Requested by Small Business, prepared by the Department of Business, Economic Development and Tourism, Hawaii Small Business Regulatory Review Board, pursuant to Chapter 201M, HRS.

Gov. Msg. No. 182, dated December 29, 2006, transmitting a Status Report on Act 100, Section 2, SLH 2006, prepared by the Department of Human Services, Hawaii Public Housing Authority, Homeless Programs Branch.

Gov. Msg. No. 183, dated December 29, 2006, transmitting the Strategic Plan for Strengthening Child and Adolescent Mental Health Services 2007-2010, prepared by the Department of Health, Child and Adolescent Mental Health Division, pursuant to Sections 321-175 and 321-176, HRS.

Gov. Msg. No. 184, dated January 2, 2007, transmitting the Annual Report on the Teacher Education Coordinating Committee, prepared by the Department of Education pursuant to Section 304-20, HRS.

Gov. Msg. No. 185, dated January 2, 2007, transmitting a report prepared by the Department of Human Services, Benefit,

Employment, and Support Services Division, pursuant to Act 287, SLH 2006, on the increase of the standard of need.

Gov. Msg. No. 186, dated January 2, 2007, transmitting a report prepared by the Department of Human Services pursuant to Act 160, Sections 8 and 157.1, SLH 2006, on finding alternative sources of funding for teen pregnancy prevention and child welfare services programs that are currently budgeted for with Federal TANF funds.

Gov. Msg. No. 187, dated January 2, 2007, transmitting a report prepared by the Department of Education pursuant to H.C.R. No. 75 (2006), on utilizing design build for athletic facilities at McKinley High School.

Gov. Msg. No. 188, dated January 2, 2007, transmitting the 2006 Report on the Work of the Second Committee on Weights, prepared by the Department of Education pursuant to Act 160, Section 47.1, SLH 2006.

Gov. Msg. No. 189, dated January 2, 2007, transmitting the Educational Assessment and Accountability Annual Report (2005 Superintendent's 16th Annual Report), prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 190, dated January 2, 2007, transmitting the Accountability System Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 191, dated January 2, 2007, transmitting the Superintendent's Fund Report, prepared by the Department of Education pursuant to Act 160, Section 47.2, SLH 2006.

Gov. Msg. No. 192, dated January 2, 2007, transmitting the Feasibility Report on the Department of Education's Capacity to Assume HCDCH Teacher Housing Responsibilities, prepared by the Department of Education pursuant to Act 204, SLH 2005.

Gov. Msg. No. 193, dated January 2, 2007, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and Tracking Patient and Non-Patient Costs Separately, prepared by the Department of Health pursuant to Section 326-25.5, HRS.

Gov. Msg. No. 194, dated January 2, 2007, transmitting the Federal and Trust Funds Report, prepared by the Department of Education pursuant to Section 29-25, HRS.

Gov. Msg. No. 195, dated January 2, 2007, transmitting the Federal Grant Search, Development, and Application Revolving Fund Report, prepared by the Department of Education pursuant to Section 302A-1405, HRS.

Gov. Msg. No. 196, dated January 2, 2007, transmitting the Report on the Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74, HRS.

Gov. Msg. No. 197, dated January 2, 2007, transmitting the Report on School-Level Minor Repairs and Maintenance Accounts; prepared by the Department of Education pursuant to Section 302A-1504, HRS.

Gov. Msg. No. 198, dated January 2, 2007, transmitting the Annual Report for Repair and Maintenance, prepared by the Department of Education pursuant to Sections 36-35, 36-36 and 302A-1312, HRS.

Gov. Msg. No. 199, dated January 2, 2007, transmitting the Reallocation of Vacant Positions Report, prepared by the Department of Education pursuant to Section 302A-1115, HRS.

Gov. Msg. No. 200, dated January 2, 2007, transmitting the Hawaii 3 R's School Repair and Maintenance Fund Report, prepared by the Department of Education pursuant to Section 302A-1502.4, HRS.

Gov. Msg. No. 201, dated January 2, 2007, transmitting the Capital Improvement Program and Repair and Maintenance Program Transfer Report, prepared by the Department of Education pursuant to Act 178, SLH 2005.

Gov. Msg. No. 202, dated January 2, 2007, transmitting the Carryover of Funds Report, prepared by the Department of Education pursuant to 37-41.5, HRS.

Gov. Msg. No. 203, dated January 2, 2007, transmitting the Report on the Implementation of Two-Tier Kindergartens, prepared by the Department of Education pursuant to Act 219, SLH 2004.

Gov. Msg. No. 204, dated January 2, 2007, transmitting the Classification/Compensation Appeals Board Report, prepared by the Department of Education, pursuant to Section 302A-620, HRS.

Gov. Msg. No. 205, dated January 2, 2007, transmitting the School-By-School Expenditure Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 206, dated January 9, 2007, transmitting a report prepared by the Department of Business, Economic Development and Tourism pursuant to H.C.R. No. 277 (2006), summarizing the progress and status of collaboration between the State of Hawaii and both public and private aerospace-related agencies and institutions, national and international, to help expand and diversify Hawaii's aerospace industry through development of the Pacific International Space Center for Exploration Systems (PISCES).

Gov. Msg. No. 207, dated January 2, 2007, transmitting the State Water Pollution Control Revolving Fund Report, prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Wastewater Branch, pursuant to Section 342D-82, HRS.

Gov. Msg. No. 208, dated January 3, 2007, transmitting a report prepared by the Department of Health pursuant to H.C.R. No. 36 (2006), requesting the Director of Health to conduct a prevention and education campaign on the increasing incidence of bedbugs.

Gov. Msg. No. 209, dated January 3, 2007, transmitting the Annual Report for the Domestic Violence and Sexual Assault Special Fund, prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 210, dated January 3, 2007, transmitting the Department of the Attorney General's Report of the Surveillance Review Unit, pursuant to Section 803-47, HRS.

Gov. Msg. No. 211, dated January 3, 2007, transmitting the Final Report of the Task Force to Address the Backlog in Service of Traffic Bench Warrants and Other Arrest Warrants, prepared by the Judiciary and the Department of the Attorney General pursuant to Act 308, SLH 2006, and S.C.R. No. 91 (2006).

Gov. Msg. No. 212, dated January 3, 2007, transmitting the Report on the Hawaii Anti-Trafficking Task Force, prepared by the Department of the Attorney General pursuant to Act 260, SLH 2006.

Gov. Msg. No. 213, dated January 5, 2007, transmitting the Department of Agriculture's Report of the Animal Quarantine Program, pursuant to Act 160, SLH 2006.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 9) were read by the Clerk and were placed on file:

Dept. Com. No. 1, from the Department of Health dated June 29, 2006, transmitting its 2005 Primary Care Needs Assessment Databook.

Dept. Com. No. 2, from the State Auditor dated June 30, 2006, transmitting a report, "Financial Audit of the Department of Land and Natural Resources," (Report No. 06-04).

Dept. Com. No. 3, from the State Auditor dated August 15, 2006, transmitting a report, "Financial Audit of the Department of Public Safety," (Report No. 06-05).

Dept. Com. No. 4, from the Department of Accounting and General Services dated September 1, 2006, transmitting a report on internal control over financial reporting and on compliance of the Senate, State of Hawaii, for the period January 19, 2005, through January 17, 2006.

Dept. Com. No. 5, from the Department of Business, Economic Development and Tourism dated September 11, 2006, transmitting the 2006 Hawaii Data Disc containing the 2001-2005 State of Hawaii Data Books.

Dept. Com. No. 6, from the State Auditor dated September 28, 2006, transmitting a report, "Management Audit of Kailua High School," (Report No. 06-06).

Dept. Com. No. 7, from the Department of Accounting and General Services dated April 21, 2006, transmitting a report on the financial audit of the Senate, State of Hawaii, for the period January 19, 2005, through January 17, 2006.

Dept. Com. No. 8, from the State Auditor dated October 30, 2006, transmitting a report, "Sunrise Analysis: Genetic Counselors," (Report No. 06-07).

Dept. Com. No. 9, from the State Auditor dated November 8, 2006, transmitting a report, "Review of Revolving Funds, Trust Funds, and Trust Accounts of the Office of the Governor, Office of the Lieutenant Governor, Department of Education and Hawai'i State Public Library System, and Office of Hawaiian Affairs," (Report No. 06-08).

HOUSE COMMUNICATION

Hse. Com. No. 3, returning S.C.R. No. 1, which was adopted by the House of Representatives on January 18, 2007, was read by the Clerk and was placed on file.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Gabbard and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 139 "A BILL FOR AN ACT RELATING TO CIGARETTE TAX."

Introduced by: Senators Baker, Chun Oakland, Tokuda, Sakamoto, Hemmings, English, Tsutsui, Ige, Hanabusa, Menor, Ihara, Kokubun, Fukunaga, Espero.

No. 140 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Introduced by: Senator Baker, by request.

No. 141 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE"

Introduced by: Senator Baker, by request.

No. 142 "A BILL FOR AN ACT RELATING TO COPPER RECYCLING."

Introduced by: Senator Baker, by request.

No. 143 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senator Baker.

No. 144 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."

Introduced by: Senator Baker.

No. 145 "A BILL FOR AN ACT RELATING TO STATE BUDGET."

Introduced by: Senator Baker.

No. 146 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Baker.

No. 147 "A BILL FOR AN ACT RELATING TO STATE REVENUES."

Introduced by: Senator Baker.

No. 148 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."

Introduced by: Senator Baker.

No. 149 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Senator Baker.

No. 150 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAMPBELL HIGH SCHOOL."

Introduced by: Senator Espero.

No. 151 "A BILL FOR AN ACT RELATING TO BIOPROSPECTING."

Introduced by: Senators Espero, Sakamoto.

No. 152 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Espero.

No. 153 "A BILL FOR AN ACT RELATING TO NATURAL DISASTER PREPAREDNESS IN HEALTH CARE FACILITIES."

Introduced by: Senators Ige, Inouye, Espero, Tokuda, English, Chun Oakland, Baker, Bunda, Gabbard, Ihara, Trimble, Sakamoto, Nishihara, Kim, Tsutsui, Hemmings, Fukunaga, Taniguchi, Kokubun.

No. 154 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EROSION CONTROL MEASURES ALONG KAWA STREAM IN KANEOHE, OAHU."

Introduced by: Senators Tokuda, Hee, Kokubun.

No. 155 "A BILL FOR AN ACT RELATING TO SEX OFFENDERS."

Introduced by: Senators Hee, Kokubun, Nishihara, Inouye.

No. 156 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Senators Hee, Kokubun, Inouye, Nishihara.

No. 157 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Baker.

No. 158 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN FOR AND TO HOST THE INTERNATIONAL INDIGENOUS HEALTH CONFERENCE, 'HEALING OUR SPIRIT WORLDWIDE' IN HAWAII."

Introduced by: Senator Bunda.

No. 159 "A BILL FOR AN ACT RELATING TO THE UNIFORM DEBT-MANAGEMENT SERVICES ACT."

Introduced by: Senator Taniguchi.

No. 160 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Fukunaga, Chun Oakland, Ihara.

No. 161 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Fukunaga, Tokuda, Chun Oakland, Ihara, English, Ige, Espero, Nishihara.

No. 162 "A BILL FOR AN ACT RELATING TO IOLANI PALACE."

Introduced by: Senator Taniguchi.

No. 163 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Taniguchi.

No. 164 "A BILL FOR AN ACT RELATING TO NURSE AIDES."

Introduced by: Senator Taniguchi.

No. 165 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Taniguchi.

No. 166 "A BILL FOR AN ACT RELATING TO PROPERTY INSURANCE."

Introduced by: Senator Taniguchi.

No. 167 "A BILL FOR AN ACT RELATING TO LOANS FOR HEALTH PROFESSIONALS."

Introduced by: Senator Taniguchi.

No. 168 "A BILL FOR AN ACT RELATING TO LEAHI HOSPITAL."

Introduced by: Senator Taniguchi, by request.

No. 169 "A BILL FOR AN ACT RELATING TO CONSUMER ACTIONS."

Introduced by: Senator Taniguchi, by request.

No. 170 "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES."

Introduced by: Senator Taniguchi, by request.

No. 171 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Taniguchi, by request.

No. 172 "A BILL FOR AN ACT RELATING TO CONSUMER CONTRACTS."

Introduced by: Senator Taniguchi, by request.

No. 173 "A BILL FOR AN ACT RELATING TO UNFAIR TRADE PRACTICES."

Introduced by: Senator Taniguchi, by request.

No. 174 "A BILL FOR AN ACT RELATING TO DRIVING."

Introduced by: Senator Taniguchi, by request.

No. 175 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Introduced by: Senator Taniguchi, by request.

No. 176 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF HEALTH TO PROVIDE ALCOHOL DEPENDENCE DRUG INJECTIONS."

Introduced by: Senator Taniguchi, by request.

No. 177 "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS."

Introduced by: Senator Taniguchi, by request.

No. 178 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GENETIC ENGINEERING ASSESSMENT."

Introduced by: Senator Taniguchi, by request.

No. 179 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION OF AGRICULTURE."

Introduced by: Senator Taniguchi, by request.

No. 180 "A BILL FOR AN ACT RELATING TO GENETIC ENGINEERING."

Introduced by: Senator Taniguchi, by request.

No. 181 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Taniguchi, by request.

No. 182 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE."

Introduced by: Senator Slom.

No. 183 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR REFERENDUM."

Introduced by: Senator Slom.

No. 184 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR RECALL."

Introduced by: Senator Slom.

No. 185 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE, REFERENDUM, AND RECALL."

Introduced by: Senator Slom.

No. 186 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII CONSTITUTION, TO IMPOSE TERM LIMITS UPON SENATORS AND REPRESENTATIVES."

Introduced by: Senator Slom.

No. 187 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Slom.

No. 188 "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT."

Introduced by: Senator Slom.

No. 189 "A BILL FOR AN ACT RELATING TO THE COUNTIES' EMINENT DOMAIN POWERS."

Introduced by: Senator Slom.

No. 190 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN POWERS."

Introduced by: Senator Slom.

No. 191 "A BILL FOR AN ACT RELATING TO FOOD AND MEDICAL SERVICES."

Introduced by: Senators Slom, Trimble, Hemmings.

No. 192 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Slom.

No. 193 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."

Introduced by: Senator Slom.

No. 194 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION"

Introduced by: Senator Slom.

No. 195 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Slom.

No. 196 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 197 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."

Introduced by: Senator Slom.

No. 198 "A BILL FOR AN ACT RELATING TO PAYCHECK PROTECTION."

Introduced by: Senator Slom.

No. 199 "A BILL FOR AN ACT RELATING TO SALARY PERIODS."

Introduced by: Senators Slom, Trimble, Hemmings.

No. 200 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Hanabusa, by request.

No. 201 "A BILL FOR AN ACT RELATING TO MEDICAL SAVINGS ACCOUNTS."

Introduced by: Senator Slom.

No. 202 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Slom.

No. 203 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senator Slom.

No. 204 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Slom.

No. 205 "A BILL FOR AN ACT RELATING TO PARENTAL NOTIFICATION BEFORE AN ABORTION MAY BE PERFORMED ON CERTAIN MINORS."

Introduced by: Senator Slom.

No. 206 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senator Slom.

No. 207 "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS."

Introduced by: Senator Slom.

No. 208 "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS."

Introduced by: Senator Slom.

No. 209 "A BILL FOR AN ACT RELATING TO COURT APPEARANCE."

Introduced by: Senators Slom, Trimble, Hemmings.

No. 210 "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS."

Introduced by: Senator Slom.

No. 211 "A BILL FOR AN ACT RELATING TO ELECTED OFFICIALS."

Introduced by: Senator Slom.

No. 212 "A BILL FOR AN ACT RELATING TO BRIBES."

Introduced by: Senator Slom.

No. 213 "A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE."

Introduced by: Senator Slom.

No. 214 "A BILL FOR AN ACT RELATING TO CAPITAL PUNISHMENT."

Introduced by: Senator Slom.

No. 215 "A BILL FOR AN ACT RELATING TO WATER SUPPLY."

Introduced by: Senator Slom.

No. 216 "A BILL FOR AN ACT RELATING TO CAPITAL GOODS EXCISE TAX CREDIT."

Introduced by: Senator Slom.

No. 217 "A BILL FOR AN ACT RELATING TO CONFORMING STATE STANDARD DEDUCTION TO FEDERAL STANDARD DEDUCTION."

Introduced by: Senator Slom.

No. 218 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senator Slom.

No. 219 "A BILL FOR AN ACT RELATING TO THE USE OF FORCE."

Introduced by: Senator Slom.

No. 220 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 221 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senator Slom.

No. 222 "A BILL FOR AN ACT RELATING TO BRIBERY."

Introduced by: Senator Slom.

No. 223 "A BILL FOR AN ACT RELATING TO SPEEDING."

Introduced by: Senator Slom.

No. 224 "A BILL FOR AN ACT RELATING TO THE PROHIBITION OF THE SALE OF PRIVATE TELEPHONE RECORDS."

Introduced by: Senator Slom.

No. 225 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WORKFORCE ACADEMY LIAISON IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Tokuda, Sakamoto, Baker, Kokubun, Tsutsui, English.

No. 226 "A BILL FOR AN ACT RELATING TO SCRAP DEALERS."

Introduced by: Senator Menor.

No. 227 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS."

Introduced by: Senators Menor, Bunda.

No. 228 "A BILL FOR AN ACT RELATING TO GRAFFITI."

Introduced by: Senators Chun, Oakland, Sakamoto, Tokuda, Bunda.

No. 229 "A BILL FOR AN ACT RELATING TO MOTOR SCOOTER AND MOPED HELMET USAGE."

Introduced by: Senator Chun, Oakland.

No. 230 "A BILL FOR AN ACT RELATING TO SCRAP METAL."

Introduced by: Senator Chun, Oakland.

No. 231 "A BILL FOR AN ACT RELATING TO TELEPSYCHIATRY."

Introduced by: Senator Chun Oakland.

No. 232 "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING PHARMACIES."

Introduced by: Senator Chun Oakland.

No. 233 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."

Introduced by: Senator Chun Oakland.

No. 234 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Chun Oakland.

No. 235 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Chun Oakland.

No. 236 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Chun Oakland.

No. 237 "A BILL FOR AN ACT RELATING TO FORENSIC EXAMINERS."

Introduced by: Senator Chun Oakland.

No. 238 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Chun Oakland.

No. 239 "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES."

Introduced by: Senator Chun Oakland.

No. 240 "A BILL FOR AN ACT RELATING TO NEUROTRAUMA."

Introduced by: Senator Chun Oakland.

No. 241 "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT."

Introduced by: Senator Chun Oakland.

No. 242 "A BILL FOR AN ACT RELATING TO DENTAL CARE."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 243 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Chun Oakland, Sakamoto.

No. 244 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun Oakland, Sakamoto.

No. 245 "A BILL FOR AN ACT RELATING TO SEXUAL ABUSE."

Introduced by: Senators Chun Oakland, Nishihara, Whalen, Sakamoto, Ihara, English.

No. 246 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Chun Oakland, English.

No. 247 "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION."

Introduced by: Senators Chun Oakland, English, Ihara.

No. 248 "A BILL FOR AN ACT RELATING TO THE STATE COMMISSION ON FATHERHOOD."

Introduced by: Senators Chun Oakland, Ihara.

No. 249 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON FATHERHOOD."

Introduced by: Senators Chun Oakland, Ihara.

No. 250 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Senators Chun Oakland, Sakamoto, Ihara.

No. 251 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun Oakland, English.

No. 252 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ACCESS."

Introduced by: Senators Chun Oakland, Nishihara.

No. 253 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH."

Introduced by: Senators Chun Oakland, Hee.

No. 254 "A BILL FOR AN ACT RELATING TO INJURY PREVENTION."

Introduced by: Senator Chun Oakland.

No. 255 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY INTERVENTION SERVICES."

Introduced by: Senator Chun Oakland.

No. 256 "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION."

Introduced by: Senator Chun Oakland.

No. 257 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Chun Oakland.

No. 258 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Chun Oakland, Ihara, Fukunaga.

No. 259 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY CENTER."

Introduced by: Senators Fukunaga, Chun Oakland, Slom, English, Espero.

No. 260 "A BILL FOR AN ACT RELATING TO HOLIDAYS."

Introduced by: Senator Fukunaga.

No. 261 "A BILL FOR AN ACT RELATING TO HOLIDAYS."

Introduced by: Senator Fukunaga.

No. 262 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senator Hooser.

No. 263 "A BILL FOR AN ACT RELATING TO BANKING."

Introduced by: Senator Hooser.

No. 264 "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS."

Introduced by: Senator Hooser.

No. 265 "A BILL FOR AN ACT RELATING TO BUSINESS REGULATION."

Introduced by: Senator Hooser.

No. 266 "A BILL FOR AN ACT RELATING TO CABLE."

Introduced by: Senator Hooser.

No. 267 "A BILL FOR AN ACT RELATING TO COMMUNICATIONS."

Introduced by: Senator Hooser.

No. 268 "A BILL FOR AN ACT RELATING TO COMMUNICATIONS."

Introduced by: Senator Hooser.

No. 269 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senator Hooser.

No. 270 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senator Hooser.

No. 271 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senator Hooser.

No. 272 "A BILL FOR AN ACT RELATING TO CONSUMERS."

Introduced by: Senator Hooser.

No. 273 "A BILL FOR AN ACT RELATING TO CONSUMERS."

Introduced by: Senator Hooser.

No. 274 "A BILL FOR AN ACT RELATING TO CONSUMERS."

Introduced by: Senator Hooser.

No. 275 "A BILL FOR AN ACT RELATING TO CONTRACTS."

Introduced by: Senator Hooser.

No. 276 "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING."

Introduced by: Senator Hooser.

No. 277 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hooser.

No. 278 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hooser.

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No. 285 "A BILL FOR AN ACT RELATING TO HOUSING."

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No. 286 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hooser.

No. 287 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senator Hooser.

No. 288 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hooser.

No. 289 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hooser.

No. 290 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hooser.

No. 291 "A BILL FOR AN ACT RELATING TO INTERSTATE BANKING."

Introduced by: Senator Hooser.

No. 292 "A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE."

Introduced by: Senator Hooser.

No. 293 "A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE."

Introduced by: Senator Hooser.

No. 294 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senator Hooser.

No. 295 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senator Hooser.

No. 296 "A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS."

Introduced by: Senator Hooser.

No. 297 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senator Hooser.

No. 298 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senator Hooser.

No. 299 "A BILL FOR AN ACT RELATING TO REGULATION."

Introduced by: Senator Hooser.

No. 300 "A BILL FOR AN ACT RELATING TO REGULATION."

Introduced by: Senator Hooser.

No. 301 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS."

Introduced by: Senator Hooser.

No. 302 "A BILL FOR AN ACT RELATING TO THE ARTS."

Introduced by: Senator Hooser.

No. 303 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senator Hooser.

No. 304 "A BILL FOR AN ACT RELATING TO CULTURE."

Introduced by: Senator Hooser.

No. 305 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hooser.

No. 306 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hooser.

No. 307 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senator Hooser.

No. 308 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS TECHNOLOGIES."

Introduced by: Senator Hooser.

No. 309 "A BILL FOR AN ACT RELATING TO TECHNOLOGY USES IN THE PUBLIC SECTOR."

Introduced by: Senator Hooser.

No. 310 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senator Hooser.

No. 311 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Senator Hooser.

No. 312 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."

Introduced by: Senator Hooser.

No. 313 "A BILL FOR AN ACT RELATING TO SCIENCE."

Introduced by: Senator Hooser.

No. 314 "A BILL FOR AN ACT RELATING TO RESEARCH AND DEVELOPMENT."

Introduced by: Senator Hooser.

No. 315 "A BILL FOR AN ACT RELATING TO RECREATION."

Introduced by: Senator Hooser.

No. 316 "A BILL FOR AN ACT RELATING TO RECREATION."

Introduced by: Senator Hooser.

No. 317 "A BILL FOR AN ACT RELATING TO INTERNET SERVICE."

Introduced by: Senator Hooser.

No. 318 "A BILL FOR AN ACT RELATING TO INTERNATIONAL BUSINESS."

Introduced by: Senator Hooser.

No. 319 "A BILL FOR AN ACT RELATING TO INTELLECTUAL PROPERTY."

Introduced by: Senator Hooser.

No. 320 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY."

Introduced by: Senator Hooser.

No. 321 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY."

Introduced by: Senator Hooser.

No. 322 "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Introduced by: Senator Hooser.

No. 323 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Senator Hooser.

No. 324 "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION."

Introduced by: Senator Hooser.

No. 325 "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION."

Introduced by: Senator Hooser.

No. 326 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Hooser.

No. 327 "A BILL FOR AN ACT RELATING TO FOREIGN TRADE ZONES."

Introduced by: Senator Hooser.

No. 328 "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY."

Introduced by: Senator Hooser.

No. 329 "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY."

Introduced by: Senator Hooser.

No. 330 "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA."

Introduced by: Senator Hooser.

No. 331 "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION."

Introduced by: Senator Hooser.

No. 332 "A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE."

Introduced by: Senator Hooser.

No. 333 "A BILL FOR AN ACT RELATING TO THE ECONOMY."

Introduced by: Senator Hooser.

No. 334 "A BILL FOR AN ACT RELATING TO ECONOMIC PLANNING."

Introduced by: Senator Hooser.

No. 335 "A BILL FOR AN ACT RELATING TO ECONOMIC PLANNING."

Introduced by: Senator Hooser.

No. 336 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Hooser.

No. 337 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Hooser.

No. 338 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Hooser.

No. 339 "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA."

Introduced by: Senator Hooser.

No. 340 "A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT."

Introduced by: Senator Hooser.

No. 341 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII."

Introduced by: Senator Hooser.

No. 342 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII."

Introduced by: Senator Hooser.

No. 343 "A BILL FOR AN ACT RELATING TO AQUARIA."

Introduced by: Senator Hooser.

No. 344 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."

Introduced by: Senator Hooser.

No. 345 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."

Introduced by: Senator Hooser.

No. 346 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT AUTHORITY."

Introduced by: Senator Hooser.

No. 347 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT AUTHORITY."

Introduced by: Senator Hooser.

No. 348 "A BILL FOR AN ACT RELATING TO ALOHA STADIUM."

Introduced by: Senator Hooser.

No. 349 "A BILL FOR AN ACT RELATING TO ALOHA STADIUM."

Introduced by: Senator Hooser.

No. 350 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Senator Hooser.

No. 351 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hooser.

No. 352 "A BILL FOR AN ACT RELATING TO EDUCATION."

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No. 355 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hooser.

No. 356 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senator Hooser.

No. 357 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senator Hooser.

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Introduced by: Senator Hooser.

No. 360 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senator Hooser.

No. 361 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senator Hooser.

No. 362 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hooser.

No. 363 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

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No. 365 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hooser.

No. 366 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII COMMUNITY COLLEGES."

Introduced by: Senator Hooser.

No. 367 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII COMMUNITY COLLEGES."

Introduced by: Senator Hooser.

No. 368 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."

Introduced by: Senator Hooser.

No. 369 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."

Introduced by: Senator Hooser.

No. 370 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU."

Introduced by: Senator Hooser.

No. 371 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU."

Introduced by: Senator Hooser.

No. 372 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hooser.

No. 373 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hooser.

No. 374 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senator Hooser.

No. 375 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senator Hooser.

No. 376 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS."

Introduced by: Senator Hooser.

No. 377 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Hooser.

No. 378 "A BILL FOR AN ACT RELATING TO STATE CIVIL DEFENSE."

Introduced by: Senator Hooser.

No. 379 "A BILL FOR AN ACT RELATING TO HAWAII SUPERFERRY."

Introduced by: Senator Hooser.

No. 380 "A BILL FOR AN ACT RELATING TO AIRCRAFT NOISE ABATEMENT."

Introduced by: Senator Hooser.

No. 381 "A BILL FOR AN ACT RELATING TO BIOTECHNOLOGY."

Introduced by: Senator Hooser.

No. 382 "A BILL FOR AN ACT RELATING TO BIOTECHNOLOGY."

Introduced by: Senator Hooser.

No. 383 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Senator Hooser.

No. 384 "A BILL FOR AN ACT RELATING TO ECOLOGY."

Introduced by: Senator Hooser.

No. 385 "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES."

Introduced by: Senator Hooser.

No. 386 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senator Hooser.

No. 387 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senator Hooser.

No. 388 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senator Hooser.

No. 389 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senator Hooser.

No. 390 "A BILL FOR AN ACT RELATING TO ENVIRONMENT."

Introduced by: Senator Hooser.

No. 391 "A BILL FOR AN ACT RELATING TO FOSSIL FUELS."

Introduced by: Senator Hooser.

No. 392 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senator Hooser.

No. 393 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senator Hooser.

No. 394 "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY."

Introduced by: Senator Hooser.

No. 395 "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY."

Introduced by: Senator Hooser.

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Introduced by: Senator Hooser.

No. 397 "A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES."

Introduced by: Senator Hooser.

No. 398 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senator Hooser.

No. 399 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senator Hooser.

No. 400 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senator Hooser.

No. 401 "A BILL FOR AN ACT RELATING TO LITTER."

Introduced by: Senator Hooser.

No. 402 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."

Introduced by: Senator Hooser.

No. 403 "A BILL FOR AN ACT RELATING TO BIOFUELS."

Introduced by: Senator Hooser.

No. 404 "A BILL FOR AN ACT RELATING TO BIOFUELS."

Introduced by: Senator Hooser.

No. 405 "A BILL FOR AN ACT RELATING TO BIODIESEL."

Introduced by: Senator Hooser.

No. 406 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION."

Introduced by: Senator Hooser.

No. 407 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION."

Introduced by: Senator Hooser.

No. 408 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Hooser.

No. 409 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hooser.

No. 410 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hooser.

No. 411 "A BILL FOR AN ACT RELATING TO HEALTH."

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No. 412 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hooser.

No. 413 "A BILL FOR AN ACT RELATING TO HOSPITALS."

Introduced by: Senator Hooser.

No. 414 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Senator Hooser.

No. 415 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Senator Hooser.

No. 416 "A BILL FOR AN ACT RELATING TO TRAUMA CARE."

Introduced by: Senator Hooser.

No. 417 "A BILL FOR AN ACT RELATING TO COMMUNICABLE DISEASES."

Introduced by: Senator Hooser.

No. 418 "A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SYSTEM."

Introduced by: Senator Hooser.

No. 419 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senator Hooser.

No. 420 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senator Hooser.

No. 421 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Senator Hooser.

No. 422 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Senator Hooser.

No. 423 "A BILL FOR AN ACT RELATING TO GROUP FOSTER CARE HOUSING."

Introduced by: Senator Hooser.

No. 424 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Hooser.

No. 425 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Hooser.

No. 426 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

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No. 428 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Hooser.

No. 429 "A BILL FOR AN ACT RELATING TO MARRIAGE."

Introduced by: Senator Hooser.

No. 430 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Hooser.

No. 431 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Hooser.

No. 432 "A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES."

Introduced by: Senator Hooser.

No. 433 "A BILL FOR AN ACT RELATING TO YOUTH SERVICES."

Introduced by: Senator Hooser.

No. 434 "A BILL FOR AN ACT RELATING TO MED-QUEST."

Introduced by: Senator Hooser.

No. 435 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senator Hooser.

No. 436 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Introduced by: Senator Hooser.

No. 437 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Senator Hooser.

No. 438 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Hooser.

No. 439 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Hooser.

No. 440 "A BILL FOR AN ACT RELATING TO THE FEDERAL GOVERNMENT."

Introduced by: Senator Hooser.

No. 441 "A BILL FOR AN ACT RELATING TO THE FEDERAL GOVERNMENT."

Introduced by: Senator Hooser.

No. 442 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."

Introduced by: Senator Hooser.

No. 443 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."

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Introduced by: Senator Hooser.

No. 447 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSING LAWS."

Introduced by: Senator Hooser.

No. 448 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."

Introduced by: Senator Hooser.

No. 449 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."

Introduced by: Senator Hooser.

No. 450 "A BILL FOR AN ACT RELATING TO PERMITS, LICENSES, AND APPROVALS."

Introduced by: Senator Hooser.

No. 451 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Senator Hooser.

No. 452 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE."

Introduced by: Senator Hooser.

No. 453 "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL."

Introduced by: Senator Hooser.

No. 454 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Introduced by: Senator Hooser.

No. 455 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senator Hooser.

No. 456 "A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS."

Introduced by: Senator Hooser.

No. 457 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Hooser.

No. 458 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Hooser.

No. 459 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hooser.

No. 460 "A BILL FOR AN ACT RELATING TO COURTS."

Introduced by: Senator Hooser.

No. 461 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Senator Hooser.

No. 462 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Senator Hooser.

No. 463 "A BILL FOR AN ACT RELATING TO CRIME PREVENTION."

Introduced by: Senator Hooser.

No. 464 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Senator Hooser.

No. 465 "A BILL FOR AN ACT RELATING TO THE DRUG DEALER LIABILITY ACT."

Introduced by: Senator Hooser.

No. 466 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Hooser.

No. 467 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hooser.

No. 468 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hooser.

No. 469 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

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No. 470 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Hooser.

No. 471 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

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No. 472 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Hooser.

No. 473 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Hooser.

No. 474 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Senator Hooser.

No. 475 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Hooser.

No. 476 "A BILL FOR AN ACT RELATING TO THE HEALTH FUND."

Introduced by: Senator Hooser.

No. 477 "A BILL FOR AN ACT RELATING TO THE HEALTH FUND."

Introduced by: Senator Hooser.

No. 478 "A BILL FOR AN ACT RELATING TO INDIVIDUAL RIGHTS."

Introduced by: Senator Hooser.

No. 479 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Senator Hooser.

No. 480 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Hooser.

No. 481 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE."

Introduced by: Senator Hooser.

No. 482 "A BILL FOR AN ACT RELATING TO NURSE STAFFING"

Introduced by: Senator Hooser.

No. 483 "A BILL FOR AN ACT RELATING TO PRISONS."

Introduced by: Senator Hooser.

No. 484 "A BILL FOR AN ACT RELATING TO PROBATE."

Introduced by: Senator Hooser.

No. 485 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senator Hooser.

No. 486 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Hooser.

No. 487 "A BILL FOR AN ACT RELATING TO PUBLIC NOTICES."

Introduced by: Senator Hooser.

No. 488 "A BILL FOR AN ACT RELATING TO TRAFFIC AND PARKING FINES."

Introduced by: Senator Hooser.

No. 489 "A BILL FOR AN ACT RELATING TO TRAINING."

Introduced by: Senator Hooser.

No. 490 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Hooser.

No. 491 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Hooser.

No. 492 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."

Introduced by: Senator Hooser.

No. 493 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senator Hooser.

No. 494 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator Hooser.

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No. 496 "A BILL FOR AN ACT RELATING TO PRISONS."

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No. 497 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hooser.

No. 498 "A BILL FOR AN ACT RELATING TO SHERIFFS."

Introduced by: Senator Hooser.

No. 499 "A BILL FOR AN ACT RELATING TO AIRPORTS."

Introduced by: Senator Hooser.

No. 500 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Introduced by: Senator Hooser.

No. 501 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."

Introduced by: Senator Hooser.

No. 502 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES."

Introduced by: Senator Hooser.

No. 503 "A BILL FOR AN ACT RELATING TO THE GOVERNMENT."

Introduced by: Senator Hooser.

No. 504 "A BILL FOR AN ACT RELATING TO THE GOVERNMENT."

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No. 505 "A BILL FOR AN ACT RELATING TO GOVERNMENT EFFICIENCY."

Introduced by: Senator Hooser.

No. 506 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."

Introduced by: Senator Hooser.

No. 507 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."

Introduced by: Senator Hooser.

No. 508 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Senator Hooser.

No. 509 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."

Introduced by: Senator Hooser.

No. 510 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."

Introduced by: Senator Hooser.

No. 511 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senator Hooser.

No. 512 "A BILL FOR AN ACT RELATING TO SPORTS."

Introduced by: Senator Hooser.

No. 513 "A BILL FOR AN ACT RELATING TO THE STATE GOVERNMENT."

Introduced by: Senator Hooser.

No. 514 "A BILL FOR AN ACT RELATING TO THE STATE GOVERNMENT."

Introduced by: Senator Hooser.

No. 515 "A BILL FOR AN ACT RELATING TO THE STATE GOVERNMENT."

Introduced by: Senator Hooser.

No. 516 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Hooser.

No. 517 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Hooser.

No. 518 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Hooser.

No. 519 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Hooser.

No. 520 "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS."

Introduced by: Senator Hooser.

No. 521 "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS."

Introduced by: Senator Hooser.

No. 522 "A BILL FOR AN ACT RELATING TO RENEWALS OF DRIVERS LICENSES."

Introduced by: Senator Hooser.

No. 523 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Hooser.

No. 524 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Hooser.

No. 525 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hooser.

No. 526 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hooser.

No. 527 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hooser.

No. 528 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Senator Hooser.

No. 529 "A BILL FOR AN ACT RELATING TO AQUACULTURE."

Introduced by: Senator Hooser.

No. 530 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."

Introduced by: Senator Hooser.

No. 531 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."

Introduced by: Senator Hooser.

No. 532 "A BILL FOR AN ACT RELATING TO CAVE PROTECTION."

Introduced by: Senator Hooser.

No. 533 "A BILL FOR AN ACT RELATING TO CEDED LANDS."

Introduced by: Senator Hooser.

No. 534 "A BILL FOR AN ACT RELATING TO CEDED LANDS INVENTORY."

Introduced by: Senator Hooser.

No. 535 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senator Hooser.

No. 536 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senator Hooser.

No. 537 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senator Hooser.

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Introduced by: Senator Hooser.

No. 541 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senator Hooser.

No. 542 "A BILL FOR AN ACT RELATING TO HAWAIIAN CLAIMS."

Introduced by: Senator Hooser.

No. 543 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senator Hooser.

No. 544 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senator Hooser.

No. 545 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Senator Hooser.

No. 546 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hooser.

No. 547 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hooser.

No. 548 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hooser.

No. 549 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senator Hooser.

No. 550 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senator Hooser.

No. 551 "A BILL FOR AN ACT RELATING TO MARICULTURE."

Introduced by: Senator Hooser.

No. 552 "A BILL FOR AN ACT RELATING TO MARICULTURE."

Introduced by: Senator Hooser.

No. 553 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Senator Hooser.

No. 554 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Senator Hooser.

No. 555 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senator Hooser.

No. 556 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senator Hooser.

No. 557 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senator Hooser.

No. 558 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Hooser.

No. 559 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Hooser.

No. 560 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Hooser.

No. 561 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Senator Hooser.

No. 562 "A BILL FOR AN ACT RELATING TO THE WATERSHED."

Introduced by: Senator Hooser.

No. 563 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Senator Hooser.

No. 564 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Senator Hooser.

No. 565 "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAX."

Introduced by: Senator Hooser.

No. 566 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senator Hooser.

No. 567 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."

Introduced by: Senator Hooser.

No. 568 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Hooser.

No. 569 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Hooser.

No. 570 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Hooser.

No. 571 "A BILL FOR AN ACT RELATING TO FEES."

Introduced by: Senator Hooser.

No. 572 "A BILL FOR AN ACT RELATING TO FINANCES."

Introduced by: Senator Hooser.

No. 573 "A BILL FOR AN ACT RELATING TO FINANCES."

Introduced by: Senator Hooser.

No. 574 "A BILL FOR AN ACT RELATING TO FUNDS."

Introduced by: Senator Hooser.

No. 575 "A BILL FOR AN ACT RELATING TO FUNDS."

Introduced by: Senator Hooser.

No. 576 "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS."

Introduced by: Senator Hooser.

No. 577 "A BILL FOR AN ACT RELATING TO FUNDS."

Introduced by: Senator Hooser.

No. 578 "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE."

Introduced by: Senator Hooser.

No. 579 "A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND CONTRACTS."

Introduced by: Senator Hooser.

No. 580 "A BILL FOR AN ACT RELATING TO REVENUES."

Introduced by: Senator Hooser.

No. 581 "A BILL FOR AN ACT RELATING TO REVENUES."

Introduced by: Senator Hooser.

No. 582 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Hooser.

No. 583 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Senator Hooser.

No. 584 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Hooser.

No. 585 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Hooser.

No. 586 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Hooser.

No. 587 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Hooser.

No. 588 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Hooser.

No. 589 "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX."

Introduced by: Senator Hooser.

No. 590 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senator Hooser.

No. 591 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hooser.

No. 592 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hooser.

No. 593 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hooser.

No. 594 "A BILL FOR AN ACT RELATING TO TAXING AUTHORITY."

Introduced by: Senator Hooser.

No. 595 "A BILL FOR AN ACT RELATING TO GRANTS."

Introduced by: Senator Hooser.

No. 596 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."

Introduced by: Senator Hooser.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 17, 2007, and Thursday, January 18, 2007:

Senate Bill Referred to:

No. 1 Committee on Tourism and Government Operations

No. 2 Committee on Education, then to the Committee on Ways and Means

No. 3 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 4 Committee on Education, then to the Committee on Judiciary and Labor

No. 5 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 6 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 7 Committee on Education, then to the Committee on Ways and Means

No. 8 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 9 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 10 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 11 Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means

No. 12 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 13 Committee on Health, then to the Committee on Ways and Means

No. 14 Committee on Education

No. 15 Committee on Education, then to the Committee on Ways and Means

No. 16 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 17 Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor

No. 18 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

No. 19 Committee on Intergovernmental and Military Affairs

No. 20 Committee on Transportation and International Affairs

No. 21 Committee on Education, then to the Committee on Ways and Means

No. 22 Committee on Judiciary and Labor

No. 23 Committee on Education, then to the Committee on Ways and Means

No. 24 Committee on Education, then to the Committee on Ways and Means

No. 25 Committee on Ways and Means

No. 26 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 27 Committee on Education

No. 28 Committee on Education

No. 29 Committee on Education, then to the Committee on Judiciary and Labor

No. 30 Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 31 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 32 Committee on Transportation and International Affairs

No. 33 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Judiciary and Labor

No. 34 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 35 Committee on Energy and Environment

No. 36 Committee on Energy and Environment

No. 37 Committee on Judiciary and Labor

No. 38 Committee on Judiciary and Labor

No. 39 Committee on Tourism and Government Operations

No. 40 Committee on Tourism and Government Operations

No. 41 Committee on Tourism and Government Operations

SENATE JOURNAL - 3rd DAY

42

No. 42 Operations	Committee on Tourism and Government	No. 66	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
No. 43 Operations	Committee on Tourism and Government	No. 67	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 44 Operations	Committee on Tourism and Government	No. 68	Committee on Health
No. 45	Committee on Judiciary and Labor	No. 69	Committee on Health, then to the Committee on Ways and Means
No. 46	Committee on Judiciary and Labor	No. 70	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 47	Committee on Ways and Means	No. 71	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 48	Committee on Judiciary and Labor	No. 72	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 49	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 73	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
No. 50	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means	No. 74	Committee on Judiciary and Labor
No. 51	Committee on Health, then to the Committee on Ways and Means	No. 75	Committee on Judiciary and Labor
No. 52	Committee on Public Safety, then to the Committee on Judiciary and Labor	No. 76	Committee on Education, then to the Committee on Ways and Means
No. 53	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 77	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 54	Committee on Education, then to the Committee on Ways and Means	No. 78	Committee on Education, then to the Committee on Ways and Means
No. 55	Committee on Commerce, Consumer Protection and Affordable Housing	No. 79	Jointly to the Committee on Education and the Committee on Tourism and Government Operations
No. 56	Committee on Judiciary and Labor	No. 80	Committee on Education, then to the Committee on Ways and Means
No. 57	Committee on Commerce, Consumer Protection and Affordable Housing	No. 81	Committee on Education
No. 58	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor	No. 82	Committee on Education, then to the Committee on Ways and Means
No. 59	Committee on Commerce, Consumer Protection and Affordable Housing	No. 83	Committee on Education, then to the Committee on Judiciary and Labor
No. 60	Committee on Commerce, Consumer Protection and Affordable Housing	No. 84	Committee on Education, then to the Committee on Ways and Means
No. 61	Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 85	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 62	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor	No. 86	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 63	Committee on Commerce, Consumer Protection and Affordable Housing	No. 87	Committee on Education, then to the Committee on Judiciary and Labor
No. 64	Committee on Health, then to the Committee on Ways and Means	No. 88	Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 65	Committee on Judiciary and Labor		

- No. 89 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 90 Committee on Education, then to the Committee on Ways and Means
- No. 91 Committee on Education, then to the Committee on Ways and Means
- No. 92 Jointly to the Committee on Education and the Committee on Tourism and Government Operations
- No. 93 Committee on Education, then to the Committee on Ways and Means
- No. 94 Committee on Education, then to the Committee on Ways and Means
- No. 95 Committee on Education
- No. 96 Committee on Education, then to the Committee on Ways and Means
- No. 97 Committee on Education, then to the Committee on Ways and Means
- No. 98 Committee on Education
- No. 99 Committee on Education
- No. 100 Committee on Education
- No. 101 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 102 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 103 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 104 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 105 Committee on Judiciary and Labor
- No. 106 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 107 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 108 Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 109 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 110 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 111 Jointly to the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 112 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 113 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 114 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 115 Committee on Ways and Means
- No. 116 Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 117 Committee on Judiciary and Labor
- No. 118 Committee on Judiciary and Labor
- No. 119 Committee on Judiciary and Labor
- No. 120 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 121 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 122 Committee on Education, then to the Committee on Judiciary and Labor
- No. 123 Committee on Education, then to the Committee on Ways and Means
- No. 124 Jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 125 Committee on Judiciary and Labor
- No. 126 Committee on Judiciary and Labor
- No. 127 Committee on Judiciary and Labor
- No. 128 Committee on Judiciary and Labor
- No. 129 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 130 Committee on Judiciary and Labor
- No. 131 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 132 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 133 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 134 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 135 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

No. 136 Committee on Transportation and International Affairs

Introduced by: Senator Sakamoto.

No. 137 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 606 "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT."

Introduced by: Senators Sakamoto, Chun Oakland, Hee.

No. 138 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 607 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPERIENTIAL LEARNING."

Introduced by: Senator Sakamoto.

At this time, Senator Ihara extended happy birthday wishes to Senator Hooser on behalf of the Senate.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Gabbard and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o'clock p.m. In consequence thereof and subsequent to its recessing at 11:50 o'clock a.m., the following bills were introduced and placed on the calendar for further action on Monday, January 22, 2006:

No. 608 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

Senate Bill

No. 609 "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS."

Introduced by: Senators Sakamoto, Tokuda, Hee.

No. 597 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY."

No. 610 "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE."

Introduced by: Senators Sakamoto, Hee, Tokuda, Nishihara, Ihara, Chun Oakland, Hooser, Tsutsui, Ige, Fukunaga.

Introduced by: Senator Fukunaga.

No. 611 "A BILL FOR AN ACT RELATING TO ASSET MANAGEMENT."

Introduced by: Senator Sakamoto.

No. 598 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Fukunaga.

No. 612 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, REGARDING THE BOARD OF EDUCATION."

Introduced by: Senator Sakamoto.

No. 599 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Fukunaga.

No. 600 "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION."

No. 613 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Fukunaga, Chun Oakland, Ige, Espero, Nishihara, Ihara, Slom, Trimble.

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Hee.

No. 601 "A BILL FOR AN ACT RELATING TO CONTRACTS."

No. 614 "A BILL FOR AN ACT RELATING TO TEACHER HOUSING."

Introduced by: Senator Fukunaga.

Introduced by: Senator Sakamoto.

No. 602 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."

No. 615 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN PRACTICES."

Introduced by: Senator Sakamoto.

Introduced by: Senator Sakamoto.

No. 603 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 616 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU CAMPUS."

Introduced by: Senator Sakamoto.

Introduced by: Senator Sakamoto.

No. 604 "A BILL FOR AN ACT RELATING TO PHYSICAL EDUCATION."

No. 617 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Sakamoto.

Introduced by: Senator Sakamoto.

No. 605 "A BILL FOR AN ACT RELATING TO TEACHER LICENSING."

No. 618 "A BILL FOR AN ACT RELATING TO EDUCATION."

- Introduced by: Senator Sakamoto.
- No. 619 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY-BASED AQUACULTURE PROGRAM IN HONOKAA."
- Introduced by: Senators Inouye, English, Tsutsui, Hooser, Kim, Fukunaga, Espero.
- No. 620 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY."
- Introduced by: Senators Inouye, Whalen, Kokubun, Sakamoto, Hooser.
- No. 621 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL."
- Introduced by: Senators Inouye, English, Tsutsui, Hooser, Fukunaga, Espero.
- No. 622 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."
- Introduced by: Senators Inouye, Espero, English, Tsutsui, Hooser, Fukunaga, Kim.
- No. 623 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."
- Introduced by: Senators Inouye, Espero, Fukunaga, Kim.
- No. 624 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."
- Introduced by: Senator Ihara, by request.
- No. 625 "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS."
- Introduced by: Senator Ihara.
- No. 626 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
- Introduced by: Senator Ihara, by request.
- No. 627 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Ihara.
- No. 628 "A BILL FOR AN ACT RELATING TO SUN PROTECTION."
- Introduced by: Senator Ihara.
- No. 629 "A BILL FOR AN ACT RELATING TO THE PRECAUTIONARY PRINCIPLE."
- Introduced by: Senator Ihara.
- No. 630 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."
- Introduced by: Senator Ihara.
- No. 631 "A BILL FOR AN ACT RELATING TO HUNTING."
- Introduced by: Senator Ihara.
- No. 632 "A BILL FOR AN ACT RELATING TO ELECTRONIC AND INFORMATION TECHNOLOGY ACCESSIBILITY."
- Introduced by: Senator Ihara.
- No. 633 "A BILL FOR AN ACT RELATING TO LOBBYISTS."
- Introduced by: Senator Ihara.
- No. 634 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."
- Introduced by: Senator Ihara.
- No. 635 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."
- Introduced by: Senators Ihara, Gabbard.
- No. 636 "A BILL FOR AN ACT RELATING TO CHECK CASHING."
- Introduced by: Senators Ihara, Chun Oakland.
- No. 637 "A BILL FOR AN ACT RELATING TO THE PROHIBITION OF FUNDRAISERS OR FUNDRAISING ACTIVITY WHILE THE LEGISLATURE IS IN SESSION."
- Introduced by: Senators Ihara, Chun Oakland.
- No. 638 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN."
- Introduced by: Senators Hanabusa, Baker, Hemmings.
- No. 639 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."
- Introduced by: Senator Hooser.
- No. 640 "A BILL FOR AN ACT RELATING TO NATURAL DISASTERS TRAINING."
- Introduced by: Senator Hooser.
- No. 641 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."
- Introduced by: Senator Hooser.
- No. 642 "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS."
- Introduced by: Senator Hooser.
- No. 643 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."
- Introduced by: Senator Hooser.

No. 644 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Introduced by: Senator Hooser.

No. 645 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hooser.

No. 646 "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION."

Introduced by: Senator Hooser.

No. 647 "A BILL FOR AN ACT RELATING TO ETHANOL."

Introduced by: Senator Hooser, by request.

No. 648 "A BILL FOR AN ACT RELATING TO ETHANOL."

Introduced by: Senator Hooser.

No. 649 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Introduced by: Senator Hooser.

No. 650 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hooser.

No. 651 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senator Hooser.

No. 652 "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senator Hooser.

No. 653 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senator Hooser.

No. 654 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senator Hooser.

No. 655 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."

Introduced by: Senator Hooser.

No. 656 "A BILL FOR AN ACT RELATING TO DAM SAFETY."

Introduced by: Senator Hooser.

No. 657 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SECOND SENATORIAL DISTRICT."

Introduced by: Senator Kokubun.

No. 658 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER."

Introduced by: Senator Kokubun, by request.

No. 659 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Kokubun, by request.

No. 660 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA AND KA'U SCHOOLS."

Introduced by: Senator Kokubun, by request.

No. 661 "A BILL FOR AN ACT RELATING TO KONA COFFEE."

Introduced by: Senator Kokubun, by request.

No. 662 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY."

Introduced by: Senator Kokubun, by request.

No. 663 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Senator Kokubun, by request.

No. 664 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY."

Introduced by: Senator Baker.

No. 665 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Ige, Tokuda, Ihara, English, Espero, Kokubun.

No. 666 "A BILL FOR AN ACT RELATING TO MEDICAL CLAIMS."

Introduced by: Senators Baker, Chun Oakland, Ihara, Tsutsui, Ige, Fukunaga, Espero, Kokubun, Hee.

No. 667 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS."

Introduced by: Senators Baker, Chun Oakland, Ihara, Ige, Kokubun, Tokuda, Fukunaga, Menor, Espero, Hee.

No. 668 "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Ige, Kokubun, Tokuda, Fukunaga, Menor, Espero.

No. 669 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senators Baker, Ige, Fukunaga, Ihara, Espero, English.

No. 670 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

Introduced by: Senators Baker, Chun Oakland, Ihara, English, Tsutsui, Ige, Tokuda, Fukunaga, Espero, Kokubun.

No. 671 "A BILL FOR AN ACT RELATING TO THE EMPLOYEE RETIREMENT SYSTEM."

Introduced by: Senators Baker, Tsutsui, English, Hee.

No. 672 "A BILL FOR AN ACT RELATING TO INMATE REINTEGRATION PROGRAMS."

Introduced by: Senators Baker, English, Tsutsui.

No. 673 "A BILL FOR AN ACT RELATING TO CAREGIVERS."

Introduced by: Senators Baker, Ihara, English, Espero, Chun Oakland, Tsutsui, Fukunaga, Ige.

No. 674 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPY."

Introduced by: Senators Baker, Chun Oakland, Ige.

No. 675 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS."

Introduced by: Senators Baker, Fukunaga.

No. 676 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."

Introduced by: Senators Nishihara, Kim.

No. 677 "A BILL FOR AN ACT RELATING TO WITNESSES."

Introduced by: Senators Nishihara, Kim.

No. 678 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Nishihara, Kim.

No. 679 "A BILL FOR AN ACT RELATING TO EMERGENCIES."

Introduced by: Senators Nishihara, Kim.

No. 680 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senators Nishihara, Kim.

No. 681 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR PROGRAMS."

Introduced by: Senators Nishihara, Kim.

No. 682 "A BILL FOR AN ACT RELATING TO COLLEGE PREPARATORY PROGRAMS."

Introduced by: Senators Sakamoto, Tokuda.

No. 683 "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 684 "A BILL FOR AN ACT RELATING TO UNIFORM INFORMATION PRACTICES."

Introduced by: Senator Sakamoto.

No. 685 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Sakamoto, Baker.

No. 686 "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS."

Introduced by: Senators Sakamoto, Tokuda.

No. 687 "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES."

Introduced by: Senator Sakamoto.

No. 688 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 689 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC AVIATION MUSEUM AT PEARL HARBOR."

Introduced by: Senator Sakamoto.

No. 690 "A BILL FOR AN ACT RELATING TO SCHOOL CLOSURES OR CONSOLIDATIONS."

Introduced by: Senator Sakamoto.

No. 691 "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."

Introduced by: Senator Sakamoto.

No. 692 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Tokuda.

No. 693 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 694 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 695 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Senator Sakamoto.

No. 696 "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES."

- Introduced by: Senator Sakamoto.
- No. 697 "A BILL FOR AN ACT RELATING TO DESTINATION CLUBS."
- Introduced by: Senator Sakamoto.
- No. 698 "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES."
- Introduced by: Senators Gabbard, Chun Oakland, English, Inouye, Baker, Espero, Menor.
- No. 699 "A BILL FOR AN ACT RELATING TO VETERANS LICENSE PLATES."
- Introduced by: Senators Gabbard, Kim, Chun Oakland, Baker, Espero, Menor.
- No. 700 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES."
- Introduced by: Senators Gabbard, Sakamoto, Chun Oakland, Espero.
- No. 701 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senator Gabbard.
- No. 702 "A BILL FOR AN ACT RELATING TO FIREARMS."
- Introduced by: Senator Gabbard, by request.
- No. 703 "A BILL FOR AN ACT RELATING TO TECHNOLOGY GROWTH."
- Introduced by: Senator Fukunaga.
- No. 704 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Fukunaga.
- No. 705 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."
- Introduced by: Senator Fukunaga, by request.
- No. 706 "A BILL FOR AN ACT RELATING TO PROSTITUTION."
- Introduced by: Senator Fukunaga.
- No. 707 "A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT."
- Introduced by: Senators Fukunaga, Ige, Ihara, Espero, Slom, Trimble, Chun Oakland.
- No. 708 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Fukunaga, Chun Oakland, Slom, English, Espero, Baker, Ige.
- No. 709 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."
- Introduced by: Senators Fukunaga, Chun Oakland, Baker, Nishihara, Slom, Trimble, Ige, English, Espero.
- No. 710 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."
- Introduced by: Senators Fukunaga, Chun Oakland, Baker, Nishihara, Slom, Trimble, Espero, English, Ige.
- No. 711 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Fukunaga, Trimble, Espero, Baker, Ige.
- No. 712 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- Introduced by: Senators Baker, Hee, Chun Oakland, Ige, Tsutsui, Taniguchi.
- No. 713 "A BILL FOR AN ACT RELATING TO NURSE AIDES."
- Introduced by: Senators Baker, Ige, Taniguchi.
- No. 714 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Baker, Hooser, Ihara, Fukunaga.
- No. 715 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- Introduced by: Senators Hooser, Chun Oakland, Kim, Baker, English, Fukunaga.
- No. 716 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM."
- Introduced by: Senators Hooser, Chun Oakland, Kim, Baker, Tsutsui, English, Inouye.
- No. 717 "A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED CROPS."
- Introduced by: Senator Hooser.
- No. 718 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- Introduced by: Senators Hooser, Chun Oakland, Kim, Baker, English, Fukunaga, Tsutsui.
- No. 719 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."
- Introduced by: Senators Hooser, Chun Oakland, Baker, Tsutsui.
- No. 720 "A BILL FOR AN ACT RELATING TO LAND AND NATURAL RESOURCES."
- Introduced by: Senators Hooser, Chun Oakland, Baker, Fukunaga.
- No. 721 "A BILL FOR AN ACT RELATING TO OLD GOVERNMENT ROADS."

- Introduced by: Senators Hooser, Baker, Chun Oakland, Fukunaga, Tsutsui.
- No. 722 "A BILL FOR AN ACT RELATING TO THE COLLEGE SAVINGS ACCOUNT PROGRAM."
- Introduced by: Senators Hooser, Chun Oakland, Fukunaga.
- No. 723 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."
- Introduced by: Senators Hooser, Chun Oakland, Inouye, Fukunaga.
- No. 724 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Hooser, Chun Oakland, Fukunaga, Baker, Inouye.
- No. 725 "A BILL FOR AN ACT RELATING TO KAUAI VETERANS CEMETERY."
- Introduced by: Senators Hooser, Chun Oakland, Tsutsui, Inouye, Fukunaga.
- No. 726 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."
- Introduced by: Senators Hooser, Baker, Chun Oakland, Inouye, Fukunaga.
- No. 727 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."
- Introduced by: Senators Hooser, Chun Oakland, Tsutsui.
- No. 728 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."
- Introduced by: Senator Hooser.
- No. 729 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS."
- Introduced by: Senators Hooser, Chun Oakland, Baker, Inouye, Tsutsui, Fukunaga.
- No. 730 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."
- Introduced by: Senators Hooser, Tsutsui, Baker, Fukunaga, Chun Oakland.
- No. 731 "A BILL FOR AN ACT RELATING TO FUEL TAX."
- Introduced by: Senators Hooser, Baker, Inouye, Chun Oakland, Fukunaga.
- No. 732 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS."
- Introduced by: Senators Hooser, English, Chun Oakland, Ihara.
- No. 733 "A BILL FOR AN ACT RELATING TO VETERANS."
- Introduced by: Senators Hooser, Chun Oakland, Baker, Inouye, Fukunaga, Tsutsui.
- No. 734 "A BILL FOR AN ACT RELATING TO HOUSING."
- Introduced by: Senators Hooser, Inouye, Chun Oakland, Tsutsui, Fukunaga.
- No. 735 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
- Introduced by: Senators Hooser, Inouye, Baker, Chun Oakland, Fukunaga.
- No. 736 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."
- Introduced by: Senators Hooser, Inouye, Baker, Chun Oakland, Fukunaga.
- No. 737 "A BILL FOR AN ACT RELATING TO TRAFFIC FINE SURCHARGE."
- Introduced by: Senators Hooser, Inouye, Baker, Chun Oakland.
- No. 738 "A BILL FOR AN ACT RELATING TO THE CONSERVATION DISTRICTS."
- Introduced by: Senators Hooser, Inouye.
- No. 739 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- Introduced by: Senators Hooser, Chun Oakland, Fukunaga, Kim.
- No. 740 "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS."
- Introduced by: Senators Hooser, Chun Oakland, Fukunaga.
- No. 741 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Hooser.
- No. 742 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES IN MAKING IMPROVEMENTS TO THE AGRICULTURAL IRRIGATION SYSTEMS ON THE NORTH SHORE OF OAHU."
- Introduced by: Senator Bunda.
- No. 743 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senator Slom.
- No. 744 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- Introduced by: Senator Slom.
- No. 745 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- Introduced by: Senator Slom.

No. 746 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 747 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 748 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Senator Hooser.

No. 749 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senator Hooser.

No. 750 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senator Hooser.

No. 751 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senator Hooser.

No. 752 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Hooser.

No. 753 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hooser.

No. 754 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 5, OF THE HAWAII STATE CONSTITUTION REGARDING PUBLIC FINANCING OF CAMPAIGNS FOR PUBLIC OFFICE."

Introduced by: Senator Ihara.

No. 755 "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS."

Introduced by: Senator Ihara.

No. 756 "A BILL FOR AN ACT RELATING TO BOARDS OF WATER SUPPLY."

Introduced by: Senator Ihara, by request.

No. 757 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Senator Ihara, by request.

No. 758 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY."

Introduced by: Senators Ihara, Sakamoto, Baker.

No. 759 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH SENATORIAL DISTRICT."

Introduced by: Senator Ihara.

No. 760 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ETHICS."

Introduced by: Senator Ihara.

No. 761 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Senator Ihara.

No. 762 "A BILL FOR AN ACT RELATING TO HABITUAL VIOLENT FELONS."

Introduced by: Senators Ihara, Hooser.

No. 763 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Ihara, Chun Oakland, Hooser.

No. 764 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."

Introduced by: Senators Ihara, Hooser, Chun Oakland.

No. 765 "A BILL FOR AN ACT RELATING TO PALLIATIVE CARE."

Introduced by: Senators Ihara, Chun Oakland, Baker, Fukunaga.

No. 766 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hooser, Chun Oakland, Baker, Tsutsui.

No. 767 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hooser, Chun Oakland, Tsutsui, Fukunaga.

No. 768 "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES."

Introduced by: Senators Tsutsui, English, Baker, Hooser.

No. 769 "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS."

Introduced by: Senators Tsutsui, English, Baker, Hooser.

No. 770 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Tsutsui, English, Baker, Hooser.

No. 771 "A BILL FOR AN ACT RELATING TO CORPORATIONS."

Introduced by: Senator Tsutsui.

No. 772 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

- Introduced by: Senators Tsutsui, English, Baker, Hooser.
- No. 773 "A BILL FOR AN ACT RELATING TO THE HAWAII INGENUITY CORPORATION."
- Introduced by: Senators Tsutsui, English, Baker, Hooser.
- No. 774 "A BILL FOR AN ACT RELATING TO RIDESHARING."
- Introduced by: Senators Tokuda, Tsutsui, English, Taniguchi, Hooser.
- No. 775 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Inouye, Fukunaga, Hemmings, Menor, Ige.
- No. 776 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- Introduced by: Senators Inouye, Hemmings, Menor, Fukunaga, Ige.
- No. 777 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- Introduced by: Senators Inouye, Hemmings, Fukunaga.
- No. 778 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- Introduced by: Senators Inouye, by request, Hemmings, by request.
- No. 779 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."
- Introduced by: Senators Inouye, Hemmings, Menor, Fukunaga, Ige.
- No. 780 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- Introduced by: Senator Inouye.
- No. 781 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- Introduced by: Senators Inouye, Menor, Fukunaga, Ige.
- No. 782 "A BILL FOR AN ACT RELATING TO USE OF SAFETY HELMETS."
- Introduced by: Senators Inouye, Hooser, Fukunaga.
- No. 783 "A BILL FOR AN ACT RELATING TO NOISE ABATEMENT."
- Introduced by: Senators Inouye, Ige.
- No. 784 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."
- Introduced by: Senators Inouye, English, Ige.
- No. 785 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE."
- Introduced by: Senators Inouye, Espero.
- No. 786 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY SUPPLY CACHES."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hemmings, Hooser.
- No. 787 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PUBLIC EDUCATION CAMPAIGN ON NATURAL DISASTER PREPAREDNESS."
- Introduced by: Senators Inouye, Tsutsui, Hemmings, Chun Oakland, Tokuda, Hooser.
- No. 788 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hemmings, Hooser.
- No. 789 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- Introduced by: Senators Inouye, Chun Oakland, Tsutsui, Hemmings, Tokuda, Hooser.
- No. 790 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hooser, Hemmings.
- No. 791 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hooser.
- No. 792 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hooser, Hemmings.
- No. 793 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."
- Introduced by: Senators Inouye, Tsutsui, Tokuda, Chun Oakland, Hooser.
- No. 794 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hemmings, Hooser.
- No. 795 "A BILL FOR AN ACT RELATING TO BUILDING CODES."
- Introduced by: Senator Inouye.
- No. 796 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- Introduced by: Senators Inouye, Tsutsui, Hemmings, Chun Oakland, Tokuda, Hooser.
- No. 797 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."

Introduced by: Senators Inouye, Hemmings, Chun Oakland, Tsutsui, Tokuda.

No. 798 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."

Introduced by: Senators Inouye, Tsutsui, Chun Oakland, Tokuda, Hemmings, Hooser.

No. 799 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."

Introduced by: Senator Inouye.

No. 800 "A BILL FOR AN ACT RELATING TO HAWAII DEATH WITH DIGNITY ACT."

Introduced by: Senators Inouye, Fukunaga.

No. 801 "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY INNOVATION CORPORATION."

Introduced by: Senators Inouye, Tsutsui, Hemmings, Gabbard, Ihara.

No. 802 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senators Inouye, Tsutsui, Hemmings, Gabbard, Ihara.

No. 803 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senators Inouye, Tsutsui, Fukunaga, Hemmings, Gabbard, Ihara.

No. 804 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."

Introduced by: Senators Inouye, Hooser, Tsutsui, Hemmings, Ihara.

No. 805 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."

Introduced by: Senators Inouye, Tsutsui, Hooser, Hemmings, Ihara.

No. 806 "A BILL FOR AN ACT RELATING TO THE OFFICE OF VETERANS' SERVICES."

Introduced by: Senators Inouye, Hooser, Ihara.

No. 807 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Senators Inouye, Hooser, Ihara.

No. 808 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Inouye, Tsutsui, Gabbard, Fukunaga, Hemmings, Ihara.

No. 809 "A BILL FOR AN ACT RELATING TO A HAWAII MILITARY FAMILY RELIEF SPECIAL FUND."

Introduced by: Senators Inouye, Tsutsui, Gabbard, Fukunaga, Hemmings, Ihara.

No. 810 "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Nishihara, Slom, Kim, Baker, Ihara, Hemmings.

No. 811 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senators Ige, Sakamoto, Ihara, Fukunaga, Tokuda, Chun Oakland, Kim, Baker, Hemmings, Nishihara.

No. 812 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Ige, Chun Oakland, Baker, Fukunaga, English, Espero, Slom, Sakamoto, Kim, Ihara, Hemmings, Nishihara.

No. 813 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Baker, Ihara, Fukunaga, English, Espero, Slom, Kim, Hemmings, Nishihara.

No. 814 "A BILL FOR AN ACT RELATING TO ADVERTISING BY MANUFACTURERS OF PRESCRIPTION DRUGS AND DISCLOSURE OF CLINICAL TRIALS."

Introduced by: Senators Ige, Chun Oakland, Fukunaga, Sakamoto, Ihara, Baker, Kim, Hemmings, Nishihara.

No. 815 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Fukunaga, English, Slom, Kim, Baker, Ihara, Hemmings, Nishihara.

No. 816 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Ihara, Fukunaga, Kim, Baker, Hemmings, Nishihara.

No. 817 "A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM."

Introduced by: Senators Ige, Baker, Ihara, Chun Oakland, Sakamoto, Kim, Fukunaga, Espero, Nishihara, Hemmings.

No. 818 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senators Ige, Fukunaga, Chun Oakland, Sakamoto, Kim, Baker, Ihara, Hemmings, Nishihara.

No. 819 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senators Ige, Baker, Ihara, Fukunaga, Sakamoto, Kim, Hemmings, Nishihara.

No. 820 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Baker, Fukunaga, English, Tokuda, Espero, Slom, Kim, Ihara, Hemmings, Nishihara.

No. 821 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senators Ige, Chun Oakland, Sakamoto, Kim, Baker, Fukunaga, Ihara, Hemmings, Nishihara.

No. 822 "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS."

Introduced by: Senators Ige, Baker, Ihara, Fukunaga, English, Espero, Chun Oakland, Sakamoto, Slom, Nishihara, Kim, Hemmings.

No. 823 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senators Espero, Chun Oakland, English, Menor, Bunda.

No. 824 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senators Espero, Nishihara, Bunda.

No. 825 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Espero.

No. 826 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senators Espero, Chun Oakland, Menor, Bunda.

No. 827 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT."

Introduced by: Senators Espero, English, Chun Oakland, Menor, Bunda.

No. 828 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Espero, Menor, Bunda.

No. 829 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Espero, Nishihara.

No. 830 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators Espero, Nishihara, Chun Oakland.

No. 831 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senators Espero, Fukunaga.

No. 832 "A BILL FOR AN ACT RELATING TO BINGO GAMES."

Introduced by: Senator Espero.

No. 833 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROJECT GRADUATION."

Introduced by: Senators Espero, English, Chun Oakland, Baker, Menor, Fukunaga, Ihara, Bunda.

No. 834 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Kokubun, Sakamoto, Kim, Hee, Fukunaga, English, Hooser, Ihara, Hemmings, Slom, Tokuda.

No. 835 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Sakamoto, Tokuda, Taniguchi, Hee, Kim, Slom, Fukunaga, Hemmings.

No. 836 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."

Introduced by: Senator Kokubun, by request.

No. 837 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Kokubun.

No. 838 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Kokubun, by request.

No. 839 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Senator Kokubun, by request.

No. 840 "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA."

Introduced by: Senators Kokubun, Tokuda, Espero, Kim, Hee, Fukunaga, English, Slom, Hemmings.

No. 841 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Sakamoto, Kim, Hee, Fukunaga, Hemmings, Hooser, Tokuda.

No. 842 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Sakamoto, Hooser, Tokuda, Espero, Taniguchi, Kim, Hee, Fukunaga, Ihara, Slom, Hemmings.

No. 843 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Kokubun, Espero, Sakamoto, Taniguchi, Fukunaga, Kim, Hee, Tokuda, English, Slom.

No. 844 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Senators Kokubun, Sakamoto, Tokuda, Hooser, Espero, Taniguchi, Kim, Hee, Fukunaga, Ihara, English, Hemmings.

No. 845 "A BILL FOR AN ACT RELATING TO MAKING APPROPRIATIONS FOR IRRIGATION SYSTEMS."

Introduced by: Senators Kokubun, Hooser, Sakamoto, Tokuda, Espero, Taniguchi, Kim, Hee, Ihara, Fukunaga, English, Slom, Hemmings.

No. 846 "A BILL FOR AN ACT RELATING TO GASOLINE."

Introduced by: Senators Kokubun, Kim, Hee, Fukunaga, Hemmings, Tokuda.

No. 847 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Sakamoto, Tokuda, Fukunaga, Hooser, English, Kim, Hee, Ihara, Slom, Hemmings.

No. 848 "A BILL FOR AN ACT RELATING TO THE EAST KAUAI IRRIGATION SYSTEM."

Introduced by: Senators Kokubun, Hooser, Sakamoto, Taniguchi, Kim, Hee, Ihara, Fukunaga, Slom, English, Hemmings, Tokuda.

No. 849 "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING."

Introduced by: Senators Kokubun, Sakamoto, Kim, Hee, Tokuda, Ihara, Fukunaga, English, Hooser, Hemmings.

No. 850 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."

Introduced by: Senators Kokubun, Sakamoto, Kim, English, Hanabusa, Tokuda, Hooser, Taniguchi, Hee, Fukunaga, Ihara.

No. 851 "A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS AND HISTORIC AND CULTURAL SITES IN THE DISTRICT OF KOOLAULOA."

Introduced by: Senator Kokubun, by request.

No. 852 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Senator Kokubun.

No. 853 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senators Kokubun, Espero, Nishihara, Tokuda, Slom, Inouye.

No. 854 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."

Introduced by: Senators Kokubun, Hanabusa, Tokuda, Espero, Taniguchi, Nishihara, Inouye.

No. 855 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Kokubun, Espero, Tokuda, Inouye, Nishihara.

No. 856 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senators Kokubun, Espero, Nishihara, Tokuda, Taniguchi, Slom, Inouye.

No. 857 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."

Introduced by: Senator Kokubun, by request.

No. 858 "A BILL FOR AN ACT RELATING TO AT-RISK PERSONS ON HAWAII ISLAND."

Introduced by: Senator Kokubun.

No. 859 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Introduced by: Senators Kokubun, Tokuda.

No. 860 "A BILL FOR AN ACT RELATING TO FIXED GUIDEWAY STATION ENTERPRISE ZONES."

Introduced by: Senator Fukunaga, by request.

No. 861 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS MANAGERS FOR THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Sakamoto.

No. 862 "A BILL FOR AN ACT AUTHORIZING APPROPRIATIONS TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR DEPARTMENT OF EDUCATION FACILITIES."

Introduced by: Senators Sakamoto, Kim, Chun Oakland, English, Espero, Hooser, Ihara, Fukunaga.

No. 863 "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT."

Introduced by: Senator Tokuda.

No. 864 "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS."

Introduced by: Senator Tokuda.

No. 865 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senators Kim, Sakamoto, Tsutsui, Hooser, Taniguchi, Hee.

No. 866 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kim, Tsutsui, Hooser, Sakamoto, Hee.

No. 867 "A BILL FOR AN ACT RELATING TO EDUCATION."

- Introduced by: Senators Kim, Hooser, Hemmings, Slom, Taniguchi.
- No. 868 "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS."
- Introduced by: Senators Kim, Sakamoto, Tsutsui, Hooser, Hee, Taniguchi.
- No. 869 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Kim, Tsutsui, Sakamoto, Slom, Ige.
- No. 870 "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY."
- Introduced by: Senators Kim, Sakamoto, Chun Oakland, English, Inouye, Espero.
- No. 871 "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING."
- Introduced by: Senators Kim, Gabbard, Fukunaga, Hemmings, Ihara.
- No. 872 "A BILL FOR AN ACT RELATING TO COUNTIES."
- Introduced by: Senators Kim, Fukunaga, Hemmings, Ihara.
- No. 873 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Kim, Sakamoto, Hemmings, Slom, Hooser, Ihara.
- No. 874 "A BILL FOR AN ACT RELATING TO PARKS."
- Introduced by: Senators Kim, Sakamoto.
- No. 875 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL CRIMES EDUCATION PROGRAM."
- Introduced by: Senators Kim, Chun Oakland, Sakamoto, Inouye, English, Espero.
- No. 876 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- Introduced by: Senators Kim, Sakamoto, English.
- No. 877 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII LIFETIME LEARNING TAX CREDIT."
- Introduced by: Senators Kim, Tsutsui, Sakamoto, Slom, Ige.
- No. 878 "A BILL FOR AN ACT RELATING TO WITNESSES."
- Introduced by: Senators Kim, Hemmings, Slom, Hooser.
- No. 879 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW."
- Introduced by: Senators Kim, Tsutsui, Sakamoto, Ige, Hemmings, Ihara, Fukunaga.
- No. 880 "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE."
- Introduced by: Senators Kim, Tsutsui, Sakamoto, Ige, Fukunaga, Hemmings.
- No. 881 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Kim.
- No. 882 "A BILL FOR AN ACT RELATING TO THE STATE DEFERRED COMPENSATION PLAN."
- Introduced by: Senator Kim.
- No. 883 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."
- Introduced by: Senators Kim, Trimble, Slom, Ihara.
- No. 884 "A BILL FOR AN ACT RELATING TO TRAFFIC."
- Introduced by: Senators Tokuda, Hee, Tsutsui, English, Hooser.
- No. 885 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Tokuda, Kokubun, Hooser, Sakamoto, Baker, Tsutsui, English.
- No. 886 "A BILL FOR AN ACT RELATING TO BUSINESS MANAGERS FOR THE DEPARTMENT OF EDUCATION."
- Introduced by: Senators Tokuda, Hooser, Chun Oakland, Sakamoto, Baker, Tsutsui, English, Taniguchi, Hee.
- No. 887 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Tokuda, Hooser, Chun Oakland, Sakamoto, Baker, Taniguchi, Hee.
- No. 888 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- Introduced by: Senators Tokuda, Hee.
- No. 889 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- Introduced by: Senators Tokuda, Tsutsui, English, Baker, Inouye.
- No. 890 "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION."
- Introduced by: Senators Baker, Kokubun.
- No. 891 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

- Introduced by: Senator Baker.
- No. 892 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES."
Introduced by: Senator Baker.
- No. 893 "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX."
Introduced by: Senator Baker.
- No. 894 "A BILL FOR AN ACT RELATING TO SUN PROTECTION."
Introduced by: Senators Baker, Ige, Fukunaga, Chun Oakland, Ihara, Hee, Tokuda, Espero, English.
- No. 895 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."
Introduced by: Senators Fukunaga, Chun Oakland, Baker, English, Hooser, Slom, Ige, Espero.
- No. 896 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."
Introduced by: Senators Fukunaga, Chun Oakland, Ige, Ihara, Slom, Espero, English, Baker.
- No. 897 "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING."
Introduced by: Senators Baker, English, Tsutsui, Fukunaga, Ige, Hooser, Chun Oakland, Espero, Tokuda, Kim, Nishihara, Menor, Slom.
- No. 898 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES."
Introduced by: Senators Fukunaga, Ige, Hooser, Tokuda, Espero, Baker, Chun Oakland, Kim, Nishihara, English, Slom, Menor.
- No. 899 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Senator Inouye, by request.
- No. 900 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
Introduced by: Senator Chun Oakland.
- No. 901 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Senator Chun Oakland.
- No. 902 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
Introduced by: Senator Chun Oakland.
- No. 903 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Senators Chun Oakland, Hee, Kokubun.
- No. 904 "A BILL FOR AN ACT RELATING TO WAIVERS OF LEGISLATIVE PAY RAISES."
Introduced by: Senators Espero, Chun Oakland.
- No. 905 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Espero, Chun Oakland, Ihara, English.
- No. 906 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Senators Espero, Sakamoto, Chun Oakland, Ige, Slom, Trimble, Nishihara, Hemmings, Bunda, Ihara.
- No. 907 "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT."
Introduced by: Senators Espero, Trimble, Ige, Fukunaga, Sakamoto, Nishihara, Hemmings, Bunda.
- No. 908 "A BILL FOR AN ACT RELATING TO MAIL SOLICITATION."
Introduced by: Senators Espero, Menor, Chun Oakland, English, Bunda.
- No. 909 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
Introduced by: Senators Espero, Baker, Menor, Chun Oakland, Bunda, Fukunaga, Ihara.
- No. 910 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
Introduced by: Senators Espero, Chun Oakland, Nishihara, Menor, Fukunaga, Bunda.
- No. 911 "A BILL FOR AN ACT RELATING TO PRISONS."
Introduced by: Senators Espero, Nishihara, Menor, Bunda, Fukunaga, Chun Oakland.
- No. 912 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
Introduced by: Senators Espero, Chun Oakland, Nishihara, Menor.
- No. 913 "A BILL FOR AN ACT RELATING TO PAROLE."
Introduced by: Senators Espero, Menor, Chun Oakland, Bunda, Fukunaga, Nishihara.
- No. 914 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS."
Introduced by: Senators Espero, Chun Oakland, Menor, Bunda, Fukunaga, Nishihara.
- No. 915 "A BILL FOR AN ACT RELATING TO MEETINGS OF BOARDS OF DIRECTORS."
Introduced by: Senator Espero.

No. 916 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Espero, Kim, Nishihara, Menor, Bunda, Ihara, Inouye, Gabbard, Baker.

No. 917 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Espero, Chun Oakland, Baker, Menor, Bunda, Fukunaga, Ihara.

No. 918 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND SAFETY."

Introduced by: Senators Espero, Ihara.

No. 919 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Espero, Chun Oakland, Ihara.

No. 920 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Chun Oakland, Ige, Fukunaga, Baker, Nishihara, Slom, Hemmings, Bunda.

No. 921 "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS."

Introduced by: Senators Espero, Chun Oakland, Ige, Fukunaga, Baker, Nishihara, Slom, Hemmings, Bunda.

No. 922 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Chun Oakland, Fukunaga, Slom, Trimble, Nishihara, Hemmings, Bunda.

No. 923 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Chun Oakland, Fukunaga, Nishihara, Hemmings, Bunda.

No. 924 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Espero, Chun Oakland, Baker, Menor, Bunda, Fukunaga, Ihara.

No. 925 "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS."

Introduced by: Senators Espero, Chun Oakland, Baker, Menor, Fukunaga, Bunda, Ihara.

No. 926 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGING."

Introduced by: Senators Espero, Sakamoto, Fukunaga, Nishihara, Bunda.

No. 927 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Espero, Chun Oakland, Menor, Bunda.

No. 928 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REGULATORY BOARDS AND COMMISSIONS ADMINISTRATIVE ASSISTANT."

Introduced by: Senators Espero, Chun Oakland, Ihara, English.

No. 929 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION."

Introduced by: Senators Espero, Chun Oakland, Ihara.

No. 930 "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE GENERAL EXCISE TAX."

Introduced by: Senators Espero, Ige, Slom, Trimble, Hemmings, Bunda.

No. 931 "A BILL FOR AN ACT RELATING TO INSURANCE PREMIUM TAXATION."

Introduced by: Senators Espero, Hemmings, Ige, Fukunaga, Sakamoto, Slom, Nishihara, Bunda, Tsutsui.

No. 932 "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM."

Introduced by: Senator Espero.

No. 933 "A BILL FOR AN ACT RELATING TO LAND ACQUISITIONS."

Introduced by: Senators Kokubun, Tokuda.

No. 934 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Kokubun.

No. 935 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Senator Kokubun, by request.

No. 936 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE AT THE UNIVERSITY OF HAWAII."

Introduced by: Senator Kokubun.

No. 937 "A BILL FOR AN ACT RELATING TO NAWAHIOKALANI'OPU'U LABORATORY SCHOOL PROGRAM."

Introduced by: Senator Kokubun.

No. 938 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT."

Introduced by: Senator Kokubun.

No. 939 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Kokubun.

No. 940 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED."

- Introduced by: Senator Kokubun.
- No. 941 "A BILL FOR AN ACT RELATING TO LEGISLATIVE INQUIRIES."
Introduced by: Senator Hee.
- No. 942 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Senator Hee.
- No. 943 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
Introduced by: Senator Hee.
- No. 944 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL."
Introduced by: Senators Hee, Kokubun.
- No. 945 "A BILL FOR AN ACT RELATING TO ETHICS."
Introduced by: Senator Hee.
- No. 946 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION."
Introduced by: Senator Hee.
- No. 947 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO EXECUTIVE AGENCIES."
Introduced by: Senators Hee, Kokubun, Nishihara.
- No. 948 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO REDUCE THE NUMBER OF NOMINEES FOR JUDICIAL VACANCIES."
Introduced by: Senators Hee, Kokubun, Nishihara.
- No. 949 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."
Introduced by: Senators Hee, Nishihara.
- No. 950 "A BILL FOR AN ACT RELATING TO TARO."
Introduced by: Senators Hee, English.
- No. 951 "A BILL FOR AN ACT RELATING TO A LIMITED LOTTERY."
Introduced by: Senator Hee.
- No. 952 "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL."
Introduced by: Senator Hee.
- No. 953 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."
Introduced by: Senator Hee.
- No. 954 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES."
Introduced by: Senator Hee, by request.
- No. 955 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
Introduced by: Senator Hee.
- No. 956 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."
Introduced by: Senator Hee.
- No. 957 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."
Introduced by: Senator Hee.
- No. 958 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
Introduced by: Senators Hee, Hooser, English, Tokuda.
- No. 959 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."
Introduced by: Senator Hee.
- No. 960 "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE CIRCUIT COURTS."
Introduced by: Senator Hee.
- No. 961 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
Introduced by: Senator Hee.
- No. 962 "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING."
Introduced by: Senator Hee.
- No. 963 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Senator Hee, by request.
- No. 964 "A BILL FOR AN ACT EXPERIMENTAL MODERNIZATION PROJECTS."
Introduced by: Senator Hee, by request.
- No. 965 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Ige, Fukunaga.
- No. 966 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS."
Introduced by: Senator Ige, by request.

No. 967 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Ige.

No. 968 "A BILL FOR AN ACT RELATING TO ADOPTION."

Introduced by: Senator Ige, by request.

No. 969 "A BILL FOR AN ACT RELATING TO ADOPTION."

Introduced by: Senator Ige.

No. 970 "A BILL FOR AN ACT RELATING TO DENTAL HEALTH."

Introduced by: Senator Ige.

No. 971 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC."

Introduced by: Senator Ige.

No. 972 "A BILL FOR AN ACT RELATING TO RURAL HEALTH CARE."

Introduced by: Senator Ige.

No. 973 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH."

Introduced by: Senator Ige.

No. 974 "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES."

Introduced by: Senator Ige.

No. 975 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Ige.

No. 976 "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTHCARE AND WORKFORCE DEVELOPMENT IN THE SHORT-TERM."

Introduced by: Senator Ige.

No. 977 "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING."

Introduced by: Senator Ige.

No. 978 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES."

Introduced by: Senator Ige.

No. 979 "A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION."

Introduced by: Senator Ige.

No. 980 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."

Introduced by: Senator Ige, by request.

No. 981 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

Introduced by: Senators Menor, Chun Oakland, Baker, English, Ihara, Hooser, Espero, Nishihara, Bunda, Kim.

No. 982 "A BILL FOR AN ACT RELATING TO A BIOENERGY MASTER PLAN."

Introduced by: Senators Menor, English, Chun Oakland, Ige, Kim, Ihara, Espero.

No. 983 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES."

Introduced by: Senators Menor, English, Chun Oakland, Espero, Ige, Ihara.

No. 984 "A BILL FOR AN ACT RELATING TO THE SALE OF ALCOHOL FUELS."

Introduced by: Senators Menor, Chun Oakland, Nishihara, Bunda, English, Tokuda, Baker, Ige, Kim, Ihara, Espero.

No. 985 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senators Menor, Chun Oakland, Ihara, Nishihara, Bunda, English, Ige, Kim, Espero.

No. 986 "A BILL FOR AN ACT RENEWABLE ENERGY TECHNOLOGY; INCOME TAX CREDIT."

Introduced by: Senators Menor, Fukunaga, Nishihara, Bunda, Chun Oakland, English, Baker, Ihara, Hooser, Kim, Espero.

No. 987 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators Menor, Chun Oakland, Nishihara, Bunda, Fukunaga, Ige, Ihara, English, Baker, Kim.

No. 988 "A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC ENERGY."

Introduced by: Senators Menor, Gabbard, Hooser, Espero, English, Chun Oakland, Nishihara, Bunda, Tokuda, Ihara, Baker, Kim.

No. 989 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senators Menor, Nishihara, Bunda, Gabbard, Ihara.

No. 990 "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING."

Introduced by: Senators Menor, Chun Oakland, Espero, Nishihara, Bunda, English, Tokuda, Kim, Baker, Gabbard, Ihara, Hooser.

No. 991 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Menor, Chun Oakland, Fukunaga, Gabbard, Espero, Nishihara, Bunda, English, Baker, Ihara, Hooser, Kim.

No. 992 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Menor, Chun Oakland, Espero, Nishihara, Baker, English.

No. 993 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU."

Introduced by: Senators Menor, Chun Oakland, Fukunaga, Ihara, Nishihara, Bunda, English, Baker, Ige, Kim.

No. 994 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS."

Introduced by: Senators Menor, Chun Oakland, Fukunaga, Nishihara, Bunda, English, Baker, Ige, Kim, Ihara.

No. 995 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Menor, Sakamoto, Nishihara, Chun Oakland, Espero, Gabbard, Tsutsui, Slom, Ihara.

No. 996 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO CRIMINAL HISTORY."

Introduced by: Senators Menor, Espero, Gabbard, Sakamoto, Tsutsui, Nishihara, Slom, Ihara, Hooser, Kim.

No. 997 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CITIZENS POLICE TRAINING PROGRAM."

Introduced by: Senators Menor, Espero, Gabbard, Sakamoto, Nishihara, Tsutsui, Slom, Chun Oakland, Ihara, Hooser, Kim.

No. 998 "A BILL FOR AN ACT RELATING TO COPPER THEFT."

Introduced by: Senators Menor, Espero, Chun Oakland, Baker, English.

No. 999 "A BILL FOR AN ACT RELATING TO FAMILY."

Introduced by: Senators Menor, Ige, Nishihara, Chun Oakland, Ihara, English, Espero, Tsutsui, Tokuda, Bunda, Hooser, Gabbard.

No. 1000 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Menor.

No. 1001 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MARINE ALGAE PILOT PROJECT."

Introduced by: Senator Menor.

No. 1002 "A BILL FOR AN ACT RELATING TO ETHANOL."

Introduced by: Senator Menor.

No. 1003 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Taniguchi.

No. 1004 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Senators Taniguchi, Baker, Ige.

No. 1005 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO KZOO RADIO."

Introduced by: Senator Taniguchi.

No. 1006 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS."

Introduced by: Senator Taniguchi.

No. 1007 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Taniguchi.

No. 1008 "A BILL FOR AN ACT RELATING TO ANNUITIES."

Introduced by: Senator Taniguchi.

No. 1009 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Taniguchi.

No. 1010 "A BILL FOR AN ACT RELATING TO CERTIFIED PUBLIC ACCOUNTANTS."

Introduced by: Senator Taniguchi.

No. 1011 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE KEY INFORMATION ACCESS."

Introduced by: Senator Taniguchi.

No. 1012 "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS."

Introduced by: Senator Taniguchi.

No. 1013 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Taniguchi.

No. 1014 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."

Introduced by: Senator Taniguchi.

No. 1015 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."

Introduced by: Senator Taniguchi.

No. 1016 "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT."

Introduced by: Senator Taniguchi.

No. 1017 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Taniguchi.

No. 1018 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."

Introduced by: Senator Taniguchi.

No. 1019 "A BILL FOR AN ACT RELATING TO DIRECT SHIPMENT OF WINE."

Introduced by: Senator Taniguchi, by request.

No. 1020 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Taniguchi, by request.

No. 1021 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Taniguchi, by request.

No. 1022 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Taniguchi.

No. 1023 "A BILL FOR AN ACT RELATING TO REGULATION OF HOME INSPECTORS."

Introduced by: Senator Taniguchi.

No. 1024 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Taniguchi, by request.

No. 1025 "A BILL FOR AN ACT RELATING TO COST OF LIVING ADJUSTMENTS TO INCOME TAX RATES AND STANDARD DEDUCTION AND PERSONAL EXEMPTION AMOUNTS."

Introduced by: Senator Taniguchi, by request.

No. 1026 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senators English, Chun Oakland, Baker, Hemmings, Tsutsui, Hee, Hooser.

No. 1027 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A NEW SCIENCE BUILDING FOR MOLOKAI HIGH SCHOOL."

Introduced by: Senators English, Tsutsui, Hooser, Chun Oakland, Espero, Inouye, Baker, Hemmings, Hee, Ige, Menor.

No. 1028 "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS."

Introduced by: Senators English, Hooser, Sakamoto, Hee, Chun Oakland.

No. 1029 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senators English, Chun Oakland, Baker, Hemmings, Sakamoto, Hee, Hooser.

No. 1030 "A BILL FOR AN ACT RELATING TO BURIAL SITES."

Introduced by: Senators English, Chun Oakland, Tsutsui.

No. 1031 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS."

Introduced by: Senators English, Chun Oakland, Menor.

No. 1032 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR HANA BOAT RAMP."

Introduced by: Senators English, Hooser, Chun Oakland, Baker, Hemmings, Tsutsui, Hee, Ige, Menor.

No. 1033 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators English, Menor.

No. 1034 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators English, Chun Oakland.

No. 1035 "A BILL FOR AN ACT RELATING TO MAKAHIKI DAY COMMEMORATION."

Introduced by: Senators English, Inouye, Slom, Menor.

No. 1036 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS."

Introduced by: Senators English, Chun Oakland, Baker, Tsutsui, Espero, Ihara, Hooser, Nishihara, Kokubun, Ige, Inouye, Kim, Menor.

No. 1037 "A BILL FOR AN ACT RELATING TO FERTILIZER."

Introduced by: Senators English, Chun Oakland, Sakamoto, Ihara, Hooser, Hemmings, Inouye, Ige, Menor.

No. 1038 "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL."

Introduced by: Senators English, Chun Oakland, Inouye, Tsutsui, Ige, Baker, Hee, Menor, Slom.

No. 1039 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT."

Introduced by: Senators English, Chun Oakland, Nishihara, Kokubun, Baker, Hee, Menor.

No. 1040 "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHO'OLAWA."

Introduced by: Senators English, Chun Oakland, Inouye, Ige, Baker, Hee, Tsutsui, Menor, Slom.

No. 1041 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF JURISDICTION OVER HIGHWAYS TO THE COUNTIES."

Introduced by: Senators English, Hemmings, Tsutsui, Espero, Baker, Hee, Slom.

No. 1042 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators English, Baker, Tsutsui, Espero, Chun Oakland, Sakamoto, Ihara, Hooser, Nishihara, Kokubun, Hee, Hemmings, Ige, Inouye, Kim, Menor, Slom.

No. 1043 "A BILL FOR AN ACT RELATING TO UNIFORM CONTROLLED SUBSTANCES ACT."

Introduced by: Senators English, Sakamoto, Nishihara, Baker, Tsutsui, Espero, Chun Oakland, Ihara, Kokubun, Hee, Ige, Hooser, Inouye, Kim, Menor.

No. 1044 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A VETERANS CENTER ON THE ISLAND OF MOLOKAI."

Introduced by: Senators English, Baker, Kim.

No. 1045 "A BILL FOR AN ACT RELATING TO POLYBROMINATED DIPHENYL ETHERS."

Introduced by: Senators English, Inouye, Tsutsui, Hooser, Chun Oakland, Baker, Kim.

No. 1046 "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES."

Introduced by: Senators English, Tsutsui, Chun Oakland, Hee, Ige, Hooser, Kim.

No. 1047 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators English, Tsutsui, Chun Oakland, Sakamoto, Baker, Espero, Hooser, Kokubun, Hee, Ige, Inouye, Kim.

No. 1048 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators English, Tsutsui, Espero, Chun Oakland, Ihara, Hooser, Nishihara, Kokubun, Hee, Ige, Inouye, Baker, Kim.

No. 1049 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators English, Tsutsui, Chun Oakland, Sakamoto, Espero, Baker, Hooser, Hemmings, Kokubun, Ige, Inouye, Kim.

No. 1050 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA HEALTH."

Introduced by: Senators English, Hooser, Chun Oakland, Baker, Nishihara, Kim, Menor.

No. 1051 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL COURT."

Introduced by: Senators English, Chun Oakland, Nishihara, Hooser, Baker, Kim.

No. 1052 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."

Introduced by: Senators English, Hee, Hooser, Baker, Menor.

No. 1053 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators English, Chun Oakland, Baker, Kim.

No. 1054 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senators English, Baker, Kim.

No. 1055 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senators Hooser, Ihara, Inouye, Nishihara, Chun Oakland.

No. 1056 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENT."

Introduced by: Senators Hooser, Sakamoto, Chun Oakland, English, Baker, Ihara, Inouye, Nishihara.

No. 1057 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senators Hooser, Chun Oakland, Sakamoto, Ihara, Inouye, Baker, Kokubun.

No. 1058 "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS."

Introduced by: Senators Hooser, Ihara, Nishihara, Espero, Taniguchi, Chun Oakland, Baker, Kokubun.

No. 1059 "A BILL FOR AN ACT RELATING TO EMPLOYEES."

Introduced by: Senators Hooser, Ihara, Taniguchi, Chun Oakland, Baker, Kokubun.

No. 1060 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."

Introduced by: Senators Hooser, Chun Oakland, Ihara, Taniguchi, Baker, Kokubun.

No. 1061 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senators Hooser, Sakamoto, Chun Oakland, Ihara, Nishihara, Espero, Taniguchi, Kokubun.

No. 1062 "A BILL FOR AN ACT RELATING TO CIVIL UNIONS."

Introduced by: Senators Hooser, Ihara, Nishihara, Taniguchi, Kokubun.

No. 1063 "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES."

Introduced by: Senators Hooser, Sakamoto, Tsutsui, Nishihara, Chun Oakland, Ihara, Espero, Taniguchi, Inouye, Baker, Kokubun.

No. 1064 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES FUNDING."

Introduced by: Senators Hooser, Sakamoto, Chun Oakland, Ihara, Nishihara, Kokubun, Baker, Taniguchi, English.

No. 1065 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators Hooser, Ihara, Kokubun.

No. 1066 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senators Hooser, Sakamoto, English, Tsutsui, Nishihara, Chun Oakland, Kokubun, Ihara, Espero, Taniguchi, Baker.

No. 1067 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Hooser, Ihara, Nishihara, Taniguchi, Kokubun, Baker, Chun Oakland, Inouye.

No. 1068 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senator Ihara.

No. 1069 "A BILL FOR AN ACT RELATING TO THE SUNSHINE LAW."

Introduced by: Senator Ihara, by request.

No. 1070 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE RETIREMENT BENEFITS."

Introduced by: Senator Ihara, by request.

No. 1071 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Ihara, by request.

No. 1072 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE."

Introduced by: Senator Ihara, by request.

No. 1073 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Senators Ihara, Gabbard, Chun Oakland, Hooser, Nishihara.

No. 1074 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION TO PROVIDE FOR AN ELECTED ATTORNEY GENERAL, IMPEACHMENT OF THE

ATTORNEY GENERAL, AND REMOVAL OF THE ATTORNEY GENERAL."

Introduced by: Senators Ihara, Hanabusa.

No. 1075 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."

Introduced by: Senators Ihara, Kim, Chun Oakland.

No. 1076 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators Ihara, Hooser.

No. 1077 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."

Introduced by: Senators Ihara, English.

No. 1078 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Introduced by: Senators Ihara, Chun Oakland, Baker, Hooser, Nishihara.

No. 1079 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Senators Ihara, Chun Oakland, Hooser.

No. 1080 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senators Ihara, Hooser, Inouye, Chun Oakland, Nishihara.

No. 1081 "A BILL FOR AN ACT RELATING TO JUDICIAL FINANCIAL DISCLOSURES."

Introduced by: Senators Ihara, Hooser.

No. 1082 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Ihara, Chun Oakland, Ige, Baker, Hooser, Nishihara.

No. 1083 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."

Introduced by: Senators Ihara, Kim, Ige, Baker, Hooser.

No. 1084 "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET."

Introduced by: Senators Ihara, Kim, Ige, Baker.

No. 1085 "A BILL FOR AN ACT RELATING TO STATE INFORMATION."

Introduced by: Senator Ihara.

No. 1086 "A BILL FOR AN ACT RELATING TO HEALTHCARE."

Introduced by: Senator Ihara, by request.

No. 1087 "A BILL FOR AN ACT RELATING TO STATE MONUMENTS."

- Introduced by: Senator Ihara.
- No. 1088 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES' HEALTH BENEFITS."
- Introduced by: Senator Ihara, by request.
- No. 1089 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII CONSTITUTION TO PROVIDE FOR FORFEITURE OF RETIREMENT BENEFITS OF A MEMBER OF THE EMPLOYEES' RETIREMENT SYSTEM WHO IS CONVICTED OF A FELONY FOR CONDUCT RELATED TO THE EMPLOYEE'S DUTIES."
- Introduced by: Senator Ihara, by request.
- No. 1090 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- Introduced by: Senator Ihara.
- No. 1091 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- Introduced by: Senators Ihara, Kim.
- No. 1092 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Baker.
- No. 1093 "A BILL FOR AN ACT RELATING TO OCEAN HEALTH CONSENSUS."
- Introduced by: Senators Baker, Sakamoto.
- No. 1094 "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND."
- Introduced by: Senator Baker.
- No. 1095 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Chun Oakland.
- No. 1096 "A BILL FOR AN ACT RELATING TO UNMARRIED COUPLES."
- Introduced by: Senator Chun Oakland.
- No. 1097 "A BILL FOR AN ACT RELATING TO EARNED INCOME TAX CREDIT."
- Introduced by: Senator Chun Oakland.
- No. 1098 "A BILL FOR AN ACT RELATING TO ENERGY SELF-SUFFICIENCY."
- Introduced by: Senators Chun Oakland, Kokubun.
- No. 1099 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
- Introduced by: Senators Chun Oakland, Hee.
- No. 1100 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."
- Introduced by: Senators Chun Oakland, Sakamoto, Tokuda, Tsutsui, English.
- No. 1101 "A BILL FOR AN ACT RELATING TO CHILDREN."
- Introduced by: Senators Chun Oakland, Tokuda, Tsutsui, English, Sakamoto, Hemmings.
- No. 1102 "A BILL FOR AN ACT RELATING TO ELECTIONS"
- Introduced by: Senators Chun Oakland, Nishihara.
- No. 1103 "A BILL FOR AN ACT RELATING TO HOUSING."
- Introduced by: Senator Chun Oakland.
- No. 1104 "A BILL FOR AN ACT RELATING TO MANSLAUGHTER."
- Introduced by: Senator Chun Oakland.
- No. 1105 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- Introduced by: Senator Chun Oakland.
- No. 1106 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN."
- Introduced by: Senators Chun Oakland, Tokuda, Baker, Inouye, Hanabusa, Fukunaga, Kim.
- No. 1107 "A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM."
- Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Hanabusa, Fukunaga, Kim.
- No. 1108 "A BILL FOR AN ACT RELATING TO CERVICAL CANCER AWARENESS."
- Introduced by: Senators Baker, Chun Oakland, Kim.
- No. 1109 "A BILL FOR AN ACT RELATING TO DECABROMODIPHENYLETHER."
- Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Hanabusa, Fukunaga, Kim.
- No. 1110 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Tokuda, Chun Oakland, Baker, Inouye, Fukunaga, Hanabusa, Kim.
- No. 1111 "A BILL FOR AN ACT RELATING TO FAMILY PLANNING."
- Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Fukunaga, Hanabusa, Kim.
- No. 1112 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- Introduced by: Senators Tokuda, Chun Oakland, Baker, Inouye, Hanabusa, Fukunaga, Kim.

No. 1113 "A BILL FOR AN ACT RELATING TO MISSING PERSONS."

Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Hanabusa, Fukunaga, Kim.

No. 1114 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Senators Chun Oakland, Baker, Tokuda, Inouye, Hanabusa, Fukunaga, Kim.

No. 1115 "A BILL FOR AN ACT RELATING TO PERINATAL CARE."

Introduced by: Senators Chun Oakland, Baker, Tokuda, Inouye, Hanabusa, Fukunaga, Kim.

No. 1116 "A BILL FOR AN ACT RELATING TO RENTAL APPLICATION FEES."

Introduced by: Senators Chun Oakland, Baker, Tokuda, Inouye, Hanabusa, Fukunaga.

No. 1117 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Tokuda, Chun Oakland, Baker, Inouye, Fukunaga, Kim, Hanabusa.

No. 1118 "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS."

Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Hanabusa, Fukunaga, Kim.

No. 1119 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH"

Introduced by: Senators Tokuda, Chun Oakland, Baker, Inouye, Hanabusa, Fukunaga, Kim.

No. 1120 "A BILL FOR AN ACT RELATING TO STATE EMPLOYEE CHILD CARE FACILITIES AND SERVICES."

Introduced by: Senators Chun Oakland, Baker, Inouye, Tokuda, Hanabusa, Fukunaga, Kim.

No. 1121 "A BILL FOR AN ACT RELATING TO LAND DEVELOPMENT."

Introduced by: Senator Chun Oakland.

No. 1122 "A BILL FOR AN ACT RELATING TO CONSERVATION LAND."

Introduced by: Senator Chun Oakland.

No. 1123 "A BILL FOR AN ACT RELATING TO CULTURAL IMPACT STUDY."

Introduced by: Senator Chun Oakland.

No. 1124 "A BILL FOR AN ACT RELATING TO CULTURAL IMPACT STUDIES."

Introduced by: Senator Chun Oakland.

No. 1125 "A BILL FOR AN ACT RELATING TO HAZARDOUS LAND."

Introduced by: Senator Chun Oakland.

No. 1126 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Taniguchi.

No. 1127 "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN KNOWLEDGE CURRICULUM."

Introduced by: Senator Sakamoto.

No. 1128 "A BILL FOR AN ACT RELATING TO UNIFORM QUARTERLY ASSESSMENT."

Introduced by: Senator Sakamoto.

No. 1129 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1130 "A BILL FOR AN ACT RELATING TO EARLY EDUCATION."

Introduced by: Senator Sakamoto.

No. 1131 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1132 "A BILL FOR AN ACT RELATING TO EDUCATION REPAIR AND MAINTENANCE ACCOUNTS."

Introduced by: Senator Sakamoto.

No. 1133 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Sakamoto.

No. 1134 "A BILL FOR AN ACT RELATING TO PROPERTY DAMAGE."

Introduced by: Senator Sakamoto.

No. 1135 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Sakamoto.

No. 1136 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1137 "A BILL FOR AN ACT RELATING TO AFTER-SCHOOL PROGRAMS."

Introduced by: Senator Sakamoto.

No. 1138 "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES."

Introduced by: Senator Sakamoto.

No. 1139 "A BILL FOR AN ACT RELATING TO RANDOM DRUG TESTING."

- Introduced by: Senator Sakamoto.
- No. 1140 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Sakamoto, Espero.
- No. 1141 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- Introduced by: Senator Sakamoto.
- No. 1142 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."
- Introduced by: Senator Sakamoto.
- No. 1143 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1144 "A BILL FOR AN ACT RELATING TO GUARDIANSHIP."
- Introduced by: Senator Sakamoto.
- No. 1145 "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."
- Introduced by: Senator Sakamoto.
- No. 1146 "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Sakamoto.
- No. 1147 "A BILL FOR AN ACT RELATING TO TEACHING LICENSURE."
- Introduced by: Senator Sakamoto.
- No. 1148 "A BILL FOR AN ACT RELATING TO GRAFFITI."
- Introduced by: Senator Sakamoto.
- No. 1149 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1150 "A BILL FOR AN ACT RELATING TO TEACHER HOUSING."
- Introduced by: Senator Sakamoto.
- No. 1151 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1152 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1153 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATIONS BONDS AND MAKING AN APPROPRIATION TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR THE UNIVERSITY OF HAWAII FACILITIES."
- Introduced by: Senator Sakamoto.
- No. 1154 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Sakamoto.
- No. 1155 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1156 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Sakamoto.
- No. 1157 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Sakamoto.
- No. 1158 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- Introduced by: Senators Chun Oakland, Fukunaga.
- No. 1159 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- Introduced by: Senators Chun Oakland, Fukunaga.
- No. 1160 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- Introduced by: Senators Chun Oakland, Fukunaga.
- No. 1161 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE."
- Introduced by: Senators Chun Oakland, Fukunaga.
- No. 1162 "A BILL FOR AN ACT RELATING TO CHILD WELFARE."
- Introduced by: Senators Chun Oakland, Baker, Fukunaga.
- No. 1163 "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD."
- Introduced by: Senators Chun Oakland, Fukunaga.
- No. 1164 "A BILL FOR AN ACT RELATING TO CHILDREN."
- Introduced by: Senators Chun Oakland, Baker, Fukunaga, English, Espero.
- No. 1165 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Chun Oakland, Sakamoto, Espero.

No. 1166 "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY."

Introduced by: Senators Chun Oakland, English, Espero.

No. 1167 "A BILL FOR AN ACT RELATING TO CHILD CARE."

Introduced by: Senators Chun Oakland, Sakamoto, Baker, Fukunaga, English, Espero.

No. 1168 "A BILL FOR AN ACT RELATING TO BULLYING."

Introduced by: Senators Chun Oakland, Espero, Baker, Fukunaga, Tsutsui, English.

No. 1169 "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Senators Chun Oakland, Baker, Fukunaga, Tsutsui, English, Espero.

No. 1170 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Chun Oakland, Sakamoto, Baker, Fukunaga, Tsutsui, English, Espero.

No. 1171 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senators Chun Oakland, Baker, Fukunaga, Tsutsui, English.

No. 1172 "A BILL FOR AN ACT RELATING TO KAKA'AKO."

Introduced by: Senators Chun Oakland, Tsutsui, Tokuda, Fukunaga, English, Taniguchi, Ihara, Kim, Kokubun, Gabbard, Nishihara, Slom, Hanabusa.

No. 1173 "A BILL FOR AN ACT RELATING TO PERINATAL CARE."

Introduced by: Senators Chun Oakland, Baker, Tsutsui, English, Gabbard, Fukunaga, Espero.

No. 1174 "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS."

Introduced by: Senators Chun Oakland, Sakamoto, Gabbard, Baker, Fukunaga, Tsutsui, English, Espero.

No. 1175 "A BILL FOR AN ACT RELATING TO BULLYING."

Introduced by: Senators Chun Oakland, Espero, Tsutsui, English.

No. 1176 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Chun Oakland, Sakamoto, Gabbard, Fukunaga, Tsutsui, Espero, English, Baker.

No. 1177 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII."

Introduced by: Senators Chun Oakland, Sakamoto, English, Fukunaga, Tsutsui.

No. 1178 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL NUTRITION."

Introduced by: Senators Chun Oakland, Gabbard, Baker, Fukunaga.

No. 1179 "A BILL FOR AN ACT RELATING TO SCHOOL-AGE CHILDREN."

Introduced by: Senators Chun Oakland, Sakamoto, Tsutsui, English, Gabbard, Baker, Fukunaga.

No. 1180 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Baker, Fukunaga, Tsutsui, English.

No. 1181 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Chun Oakland.

No. 1182 "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE."

Introduced by: Senators Chun Oakland, Ihara, Espero, Baker.

No. 1183 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Chun Oakland, Ihara, Espero, Baker.

No. 1184 "A BILL FOR AN ACT RELATING TO ADULT PROTECTION."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1185 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Senators Chun Oakland, Ihara, Espero, Baker.

No. 1186 "A BILL FOR AN ACT RELATING TO CEMETERY AND FUNERAL TRUSTS."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1187 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1188 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1189 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Chun Oakland, Ihara, Espero, Baker.

No. 1190 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1191 "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1192 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT."

Introduced by: Senators Chun Oakland, Ihara, Espero.

No. 1193 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAPIOLANI COMMUNITY COLLEGE'S LONG-TERM CARE RESOURCE PROGRAM TO TRAIN AND EDUCATE HAWAII'S ELDERCARE WORKFORCE."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1194 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Chun Oakland, Ihara, Espero, Baker.

No. 1195 "A BILL FOR AN ACT RELATING TO SAGE PLUS."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1196 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Chun Oakland, Ihara, Baker.

No. 1197 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Ihara, Baker, Chun Oakland.

No. 1198 "A BILL FOR AN ACT RELATING TO FAMILY CAREGIVERS."

Introduced by: Senators Ihara, Baker, Chun Oakland, Espero.

No. 1199 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Ihara, Chun Oakland, Espero, Baker.

No. 1200 "A BILL FOR AN ACT RELATING TO FAMILY CAREGIVING."

Introduced by: Senators Ihara, Baker, Chun Oakland.

No. 1201 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Ihara, Chun Oakland, Baker.

No. 1202 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Ihara, Chun Oakland, Baker.

No. 1203 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."

Introduced by: Senators Ihara, Baker, Chun Oakland.

No. 1204 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Senators Ihara, Chun Oakland, Baker.

No. 1205 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Ihara, Chun Oakland, Baker.

No. 1206 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Ihara, Baker, Chun Oakland.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 9:00 o'clock a.m., Monday, January 22, 2007.

FOURTH DAY

Monday, January 22, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 9:10 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend William Allport II, St. Peter's Episcopal Church, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Third Day.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 10 to 17) were read by the Clerk and were placed on file:

Dept. Com. No. 10, from the Office of Information Practices dated December 29, 2006, transmitting its 2006 Annual Report.

Dept. Com. No. 11, from the Ombudsman dated January 2, 2007, transmitting the "Report of the Ombudsman," (Report No. 37), pursuant to Section 96-16, HRS.

Dept. Com. No. 12, from the Hawaii Health Systems Corporation dated December 4, 2006, transmitting the Annual Report for the Program of All-Inclusive Care for the Elderly (PACE) for Fiscal Year Ending June 30, 2006.

Dept. Com. No. 13, from the Tax Review Commission dated December 15, 2006, transmitting the 2005-2007 Report of the Tax Review Commission, pursuant to Act 218, SLH 1979, as amended by Act 212, SLH 1983.

Dept. Com. No. 14, from the County of Kauai, Department of Water, dated November 27, 2006, transmitting its proposed C.I.P. projects request for State aid for the 2007 Legislative Session, and Resolution No. 2, 2007-2008 Legislative Budget.

Dept. Com. No. 15, from the State Auditor, dated December 28, 2006, transmitting a report "Sunrise Analysis: Athlete Agents," (Report No. 06-09).

Dept. Com. No. 16, from the Office of the Administrative Director of the Courts dated December 11, 2006, transmitting the Judiciary's Multi-Year Program and Financial Plan (2007-2013), Biennium Budget (2007-2009), and Variance Report (2005-2007), pursuant to 601-2, HRS; and the 2006 Annual Report Statistical Supplement, pursuant to 601-3, HRS.

Dept. Com. No. 17, from the State Auditor, dated January 10, 2007, transmitting a report "Financial Audit of the Hawaii Youth Correctional Facility," (Report No. 07-01).

INTERIM SPECIAL COMMITTEE REPORT

Senator Ihara, for the Joint Legislative Committee on Family Caregiving, presented a report (Int. Spec. Com. Rep. No. 1) of the conclusions and recommendations of the Committee.

The President then ordered the Clerk to file Int. Spec. Com. Rep. No. 1.

ORDER OF THE DAY

FIRST READING

On motion by Senator Hooser, seconded by Senator Whalen and carried unanimously, the following bills passed First Reading by title and were referred to committee or deferred:

Senate Bill

No. 597 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY."

Referred to: Committee on Energy and Environment, then to the Committee on Ways and Means

No. 598 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 599 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Referred to: Jointly to the Committee on Economic Development and Taxation and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 600 "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION."

Referred to: Jointly to the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 601 "A BILL FOR AN ACT RELATING TO CONTRACTS."

Referred to: Committee on Tourism and Government Operations

No. 602 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."

Referred to: Jointly to the Committee on Tourism and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 603 "A BILL FOR AN ACT RELATING TO EDUCATION."

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

No. 604 "A BILL FOR AN ACT RELATING TO PHYSICAL EDUCATION."

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

No. 605 "A BILL FOR AN ACT RELATING TO TEACHER LICENSING."

Referred to: Committee on Education

No. 606 "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT."

Referred to: Jointly to the Committee on Education and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 607 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPERIENTIAL LEARNING."

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

No. 608 "A BILL FOR AN ACT RELATING TO EDUCATION."

Referred to: Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 609 "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS."

Referred to: Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 610 "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE."

Referred to: Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 611 "A BILL FOR AN ACT RELATING TO ASSET MANAGEMENT."

Referred to: Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 612 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, REGARDING THE BOARD OF EDUCATION."

Referred to: Committee on Education, then to the Committee on Judiciary and Labor

No. 613 "A BILL FOR AN ACT RELATING TO EDUCATION."

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

No. 614 "A BILL FOR AN ACT RELATING TO TEACHER HOUSING."

Referred to: Jointly to the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 615 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN PRACTICES."

Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 616 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU CAMPUS."

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

No. 617 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Referred to: Committee on Education

No. 618 "A BILL FOR AN ACT RELATING TO EDUCATION."

Referred to: Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Education

No. 619 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY-BASED AQUACULTURE PROGRAM IN HONOKAA."

Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 620 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY."

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

No. 621 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL."

Referred to: Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 622 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."

Referred to: Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 623 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."

Referred to: Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 624 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Referred to: Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 625 "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS."

Referred to: Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 626 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Referred to: Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 627 "A BILL FOR AN ACT RELATING TO TAXATION."

Referred to: Jointly to the Committee on Economic Development and Taxation and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 628 "A BILL FOR AN ACT RELATING TO SUN PROTECTION."

Referred to: Jointly to the Committee on Education and the Committee on Health

No. 629 "A BILL FOR AN ACT RELATING TO THE PRECAUTIONARY PRINCIPLE."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 630 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."

Referred to: Committee on Judiciary and Labor

No. 631 "A BILL FOR AN ACT RELATING TO HUNTING."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor

No. 632 "A BILL FOR AN ACT RELATING TO ELECTRONIC AND INFORMATION TECHNOLOGY ACCESSIBILITY."

Referred to: Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 633 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Referred to: Committee on Judiciary and Labor

No. 634 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."

Referred to: Committee on Judiciary and Labor

No. 635 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Referred to: Committee on Judiciary and Labor

No. 636 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Referred to: Committee on Commerce, Consumer Protection and Affordable Housing

No. 637 "A BILL FOR AN ACT RELATING TO THE PROHIBITION OF FUNDRAISERS OR FUNDRAISING ACTIVITY WHILE THE LEGISLATURE IS IN SESSION."

Referred to: Committee on Judiciary and Labor

No. 638 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN."

Referred to: Committee on Ways and Means

No. 639 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 640 "A BILL FOR AN ACT RELATING TO NATURAL DISASTERS TRAINING."

Referred to: Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 641 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 642 "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS."

Referred to: Committee on Energy and Environment, then jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 643 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Referred to: Committee on Human Services and Public Housing

No. 644 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation

No. 645 "A BILL FOR AN ACT RELATING TO HOUSING."

Referred to: Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs

No. 646 "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION."

Referred to: Committee on Intergovernmental and Military Affairs

No. 647 "A BILL FOR AN ACT RELATING TO ETHANOL."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 648 "A BILL FOR AN ACT RELATING TO ETHANOL."

Referred to: Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 649 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."

Referred to: Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 650 "A BILL FOR AN ACT RELATING TO EDUCATION."

Referred to: Committee on Education

No. 651 "A BILL FOR AN ACT RELATING TO RECYCLING."

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

No. 652 "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Referred to: Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 653 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Referred to: Committee on Health

No. 654 "A BILL FOR AN ACT RELATING TO RECYCLING."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 655 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."

Referred to: Committee on Energy and Environment, then jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 656 "A BILL FOR AN ACT RELATING TO DAM SAFETY."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 657 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SECOND SENATORIAL DISTRICT."

Referred to: Committee on Ways and Means

No. 658 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER."

Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment

No. 659 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Referred to: Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 660 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA AND KA'U SCHOOLS."

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

No. 661 "A BILL FOR AN ACT RELATING TO KONA COFFEE."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 662 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 663 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 664 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY."

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

No. 665 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."

Referred to: Jointly to the Committee on Economic Development and Taxation and the Committee on Education, then to the Committee on Ways and Means

No. 666 "A BILL FOR AN ACT RELATING TO MEDICAL CLAIMS."

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

No. 667 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS."

Referred to: Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing

- No. 668 "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE."
- No. 669 "A BILL FOR AN ACT RELATING TO STATE PARKS."
- No. 670 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."
- No. 671 "A BILL FOR AN ACT RELATING TO THE EMPLOYEE RETIREMENT SYSTEM."
- No. 672 "A BILL FOR AN ACT RELATING TO INMATE REINTEGRATION PROGRAMS."
- No. 673 "A BILL FOR AN ACT RELATING TO CAREGIVERS."
- No. 674 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPY."
- No. 675 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS."
- No. 676 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."
- No. 677 "A BILL FOR AN ACT RELATING TO WITNESSES."
- No. 678 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 679 "A BILL FOR AN ACT RELATING TO EMERGENCIES."
- No. 680 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
- No. 681 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR PROGRAMS."
- No. 682 "A BILL FOR AN ACT RELATING TO COLLEGE PREPARATORY PROGRAMS."
- No. 683 "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION."
- No. 684 "A BILL FOR AN ACT RELATING TO UNIFORM INFORMATION PRACTICES."
- No. 685 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 686 "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS."
- No. 687 "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES."
- No. 688 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 689 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC AVIATION MUSEUM AT PEARL HARBOR."
- No. 690 "A BILL FOR AN ACT RELATING TO SCHOOL CLOSURES OR CONSOLIDATIONS."
- No. 691 "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN."
- No. 692 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII."
- No. 693 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 694 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EDUCATION."
- No. 695 "A BILL FOR AN ACT RELATING TO HUNTING."
- No. 696 "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES."
- No. 697 "A BILL FOR AN ACT RELATING TO DESTINATION CLUBS."
- No. 698 "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES."
- No. 699 "A BILL FOR AN ACT RELATING TO VETERANS LICENSE PLATES."
- No. 700 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES."
- No. 701 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 702 "A BILL FOR AN ACT RELATING TO FIREARMS."
- No. 703 "A BILL FOR AN ACT RELATING TO TECHNOLOGY GROWTH."
- No. 704 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 705 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."
- No. 706 "A BILL FOR AN ACT RELATING TO PROSTITUTION."
- No. 707 "A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT."
- No. 708 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 709 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."
- No. 710 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."
- No. 711 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 712 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

- No. 713 "A BILL FOR AN ACT RELATING TO NURSE AIDES."
- No. 714 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 715 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- No. 716 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM."
- No. 717 "A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED CROPS."
- No. 718 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- No. 719 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."
- No. 720 "A BILL FOR AN ACT RELATING TO LAND AND NATURAL RESOURCES."
- No. 721 "A BILL FOR AN ACT RELATING TO OLD GOVERNMENT ROADS."
- No. 722 "A BILL FOR AN ACT RELATING TO THE COLLEGE SAVINGS ACCOUNT PROGRAM."
- No. 723 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."
- No. 724 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 725 "A BILL FOR AN ACT RELATING TO KAUAI VETERANS CEMETERY."
- No. 726 "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS."
- No. 727 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."
- No. 728 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."
- No. 729 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS."
- No. 730 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."
- No. 731 "A BILL FOR AN ACT RELATING TO FUEL TAX."
- No. 732 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFE GUARDS."
- No. 733 "A BILL FOR AN ACT RELATING TO VETERANS."
- No. 734 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 735 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
- No. 736 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."
- No. 737 "A BILL FOR AN ACT RELATING TO TRAFFIC FINE SURCHARGE."
- No. 738 "A BILL FOR AN ACT RELATING TO THE CONSERVATION DISTRICTS."
- No. 739 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- No. 740 "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS."
- No. 741 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 742 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES IN MAKING IMPROVEMENTS TO THE AGRICULTURAL IRRIGATION SYSTEMS ON THE NORTH SHORE OF OAHU."
- No. 743 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 744 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 745 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 746 "A BILL FOR AN ACT RELATING TO FIREARMS."
- No. 747 "A BILL FOR AN ACT RELATING TO FIREARMS."
- No. 748 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."
- No. 749 "A BILL FOR AN ACT RELATING TO LABOR."
- No. 750 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- No. 751 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- No. 752 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- No. 753 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 754 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 5, OF THE HAWAII STATE CONSTITUTION REGARDING PUBLIC FINANCING OF CAMPAIGNS FOR PUBLIC OFFICE."
- No. 755 "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS."
- No. 756 "A BILL FOR AN ACT RELATING TO BOARDS OF WATER SUPPLY."
- No. 757 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

- No. 758 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY."
- No. 759 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH SENATORIAL DISTRICT."
- No. 760 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ETHICS."
- No. 761 "A BILL FOR AN ACT RELATING TO ETHICS."
- No. 762 "A BILL FOR AN ACT RELATING TO HABITUAL VIOLENT FELONS."
- No. 763 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 764 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."
- No. 765 "A BILL FOR AN ACT RELATING TO PALLIATIVE CARE."
- No. 766 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 767 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 768 "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES."
- No. 769 "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS."
- No. 770 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- No. 771 "A BILL FOR AN ACT RELATING TO CORPORATIONS."
- No. 772 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- No. 773 "A BILL FOR AN ACT RELATING TO THE HAWAII INGENUITY CORPORATION."
- No. 774 "A BILL FOR AN ACT RELATING TO RIDESHARING."
- No. 775 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 776 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- No. 777 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 778 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 779 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."
- No. 780 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 781 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 782 "A BILL FOR AN ACT RELATING TO USE OF SAFETY HELMETS."
- No. 783 "A BILL FOR AN ACT RELATING TO NOISE ABATEMENT."
- No. 784 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."
- No. 785 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE."
- No. 786 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY SUPPLY CACHES."
- No. 787 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PUBLIC EDUCATION CAMPAIGN ON NATURAL DISASTER PREPAREDNESS."
- No. 788 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."
- No. 789 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 790 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."
- No. 791 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 792 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 793 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."
- No. 794 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- No. 795 "A BILL FOR AN ACT RELATING TO BUILDING CODES."
- No. 796 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 797 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."
- No. 798 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."
- No. 799 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."
- No. 800 "A BILL FOR AN ACT RELATING TO HAWAII DEATH WITH DIGNITY ACT."
- No. 801 "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY INNOVATION CORPORATION."
- No. 802 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

- No. 803 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- No. 804 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."
- No. 805 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."
- No. 806 "A BILL FOR AN ACT RELATING TO THE OFFICE OF VETERANS' SERVICES."
- No. 807 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."
- No. 808 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 809 "A BILL FOR AN ACT RELATING TO A HAWAII MILITARY FAMILY RELIEF SPECIAL FUND."
- No. 810 "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE."
- No. 811 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
- No. 812 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- No. 813 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."
- No. 814 "A BILL FOR AN ACT RELATING TO ADVERTISING BY MANUFACTURERS OF PRESCRIPTION DRUGS AND DISCLOSURE OF CLINICAL TRIALS."
- No. 815 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- No. 816 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS."
- No. 817 "A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM."
- No. 818 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
- No. 819 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
- No. 820 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- No. 821 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
- No. 822 "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS."
- No. 823 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."
- No. 824 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
- No. 825 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
- No. 826 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."
- No. 827 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT."
- No. 828 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 829 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 830 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- No. 831 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 832 "A BILL FOR AN ACT RELATING TO BINGO GAMES."
- No. 833 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROJECT GRADUATION."
- No. 834 "A BILL FOR AN ACT RELATING TO COUNTIES."
- No. 835 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 836 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."
- No. 837 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 838 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- No. 839 "A BILL FOR AN ACT RELATING TO PESTICIDES."
- No. 840 "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA."
- No. 841 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 842 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 843 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 844 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."
- No. 845 "A BILL FOR AN ACT RELATING TO MAKING APPROPRIATIONS FOR IRRIGATION SYSTEMS."
- No. 846 "A BILL FOR AN ACT RELATING TO GASOLINE."
- No. 847 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

- No. 848 "A BILL FOR AN ACT RELATING TO THE EAST KAUAI IRRIGATION SYSTEM."
- No. 849 "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING."
- No. 850 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- No. 851 "A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS AND HISTORIC AND CULTURAL SITES IN THE DISTRICT OF KOOLAULOA."
- No. 852 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."
- No. 853 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- No. 854 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- No. 855 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 856 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- No. 857 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."
- No. 858 "A BILL FOR AN ACT RELATING TO AT-RISK PERSONS ON HAWAII ISLAND."
- No. 859 "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX."
- No. 860 "A BILL FOR AN ACT RELATING TO FIXED GUIDEWAY STATION ENTERPRISE ZONES."
- No. 861 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUSINESS MANAGERS FOR THE DEPARTMENT OF EDUCATION."
- No. 862 "A BILL FOR AN ACT AUTHORIZING APPROPRIATIONS TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR DEPARTMENT OF EDUCATION FACILITIES."
- No. 863 "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT."
- No. 864 "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS."
- No. 865 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."
- No. 866 "A BILL FOR AN ACT RELATING TO TOURISM."
- No. 867 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 868 "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS."
- No. 869 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 870 "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY."
- No. 871 "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING."
- No. 872 "A BILL FOR AN ACT RELATING TO COUNTIES."
- No. 873 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 874 "A BILL FOR AN ACT RELATING TO PARKS."
- No. 875 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL CRIMES EDUCATION PROGRAM."
- No. 876 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 877 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII LIFETIME LEARNING TAX CREDIT."
- No. 878 "A BILL FOR AN ACT RELATING TO WITNESSES."
- No. 879 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW."
- No. 880 "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE."
- No. 881 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 882 "A BILL FOR AN ACT RELATING TO THE STATE DEFERRED COMPENSATION PLAN."
- No. 883 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."
- No. 884 "A BILL FOR AN ACT RELATING TO TRAFFIC."
- No. 885 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 886 "A BILL FOR AN ACT RELATING TO BUSINESS MANAGERS FOR THE DEPARTMENT OF EDUCATION."
- No. 887 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 888 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 889 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 890 "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION."
- No. 891 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

- No. 892 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES."
- No. 893 "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX."
- No. 894 "A BILL FOR AN ACT RELATING TO SUN PROTECTION."
- No. 895 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."
- No. 896 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."
- No. 897 "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING."
- No. 898 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES."
- No. 899 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 900 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
- No. 901 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 902 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
- No. 903 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- No. 904 "A BILL FOR AN ACT RELATING TO WAIVERS OF LEGISLATIVE PAY RAISES."
- No. 905 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 906 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 907 "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT."
- No. 908 "A BILL FOR AN ACT RELATING TO MAIL SOLICITATION."
- No. 909 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
- No. 910 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 911 "A BILL FOR AN ACT RELATING TO PRISONS."
- No. 912 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 913 "A BILL FOR AN ACT RELATING TO PAROLE."
- No. 914 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS."
- No. 915 "A BILL FOR AN ACT RELATING TO MEETINGS OF BOARDS OF DIRECTORS."
- No. 916 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 917 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 918 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND SAFETY."
- No. 919 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 920 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 921 "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS."
- No. 922 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 923 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 924 "A BILL FOR AN ACT RELATING TO RECYCLING."
- No. 925 "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS."
- No. 926 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGING."
- No. 927 "A BILL FOR AN ACT RELATING TO RECYCLING."
- No. 928 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REGULATORY BOARDS AND COMMISSIONS ADMINISTRATIVE ASSISTANT."
- No. 929 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION."
- No. 930 "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE GENERAL EXCISE TAX."
- No. 931 "A BILL FOR AN ACT RELATING TO INSURANCE PREMIUM TAXATION."
- No. 932 "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM."
- No. 933 "A BILL FOR AN ACT RELATING TO LAND ACQUISITIONS."
- No. 934 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 935 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."
- No. 936 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE AT THE UNIVERSITY OF HAWAII."

- No. 937 "A BILL FOR AN ACT RELATING TO NAWAHIOKALANI'OPU'U LABORATORY SCHOOL PROGRAM."
- No. 938 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT."
- No. 939 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
- No. 940 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED."
- No. 941 "A BILL FOR AN ACT RELATING TO LEGISLATIVE INQUIRIES."
- No. 942 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- No. 943 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 944 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL."
- No. 945 "A BILL FOR AN ACT RELATING TO ETHICS."
- No. 946 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION."
- No. 947 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO EXECUTIVE AGENCIES."
- No. 948 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO REDUCE THE NUMBER OF NOMINEES FOR JUDICIAL VACANCIES."
- No. 949 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."
- No. 950 "A BILL FOR AN ACT RELATING TO TARO."
- No. 951 "A BILL FOR AN ACT RELATING TO A LIMITED LOTTERY."
- No. 952 "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL."
- No. 953 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."
- No. 954 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES."
- No. 955 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- No. 956 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."
- No. 957 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."
- No. 958 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
- No. 959 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."
- No. 960 "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE CIRCUIT COURTS."
- No. 961 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
- No. 962 "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING."
- No. 963 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 964 "A BILL FOR AN ACT EXPERIMENTAL MODERNIZATION PROJECTS."
- No. 965 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 966 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS."
- No. 967 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 968 "A BILL FOR AN ACT RELATING TO ADOPTION."
- No. 969 "A BILL FOR AN ACT RELATING TO ADOPTION."
- No. 970 "A BILL FOR AN ACT RELATING TO DENTAL HEALTH."
- No. 971 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC."
- No. 972 "A BILL FOR AN ACT RELATING TO RURAL HEALTH CARE."
- No. 973 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH."
- No. 974 "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES."
- No. 975 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 976 "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTHCARE AND WORKFORCE DEVELOPMENT IN THE SHORT-TERM."
- No. 977 "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING."
- No. 978 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES."

- No. 979 "A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION."
- No. 980 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."
- No. 981 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."
- No. 982 "A BILL FOR AN ACT RELATING TO A BIOENERGY MASTER PLAN."
- No. 983 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES."
- No. 984 "A BILL FOR AN ACT RELATING TO THE SALE OF ALCOHOL FUELS."
- No. 985 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
- No. 986 "A BILL FOR AN ACT RENEWABLE ENERGY TECHNOLOGY; INCOME TAX CREDIT."
- No. 987 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 988 "A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC ENERGY."
- No. 989 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."
- No. 990 "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING."
- No. 991 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 992 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 993 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU."
- No. 994 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS."
- No. 995 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."
- No. 996 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO CRIMINAL HISTORY."
- No. 997 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CITIZENS POLICE TRAINING PROGRAM."
- No. 998 "A BILL FOR AN ACT RELATING TO COPPER THEFT."
- No. 999 "A BILL FOR AN ACT RELATING TO FAMILY."
- No. 1000 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
- No. 1001 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MARINE ALGAE PILOT PROJECT."
- No. 1002 "A BILL FOR AN ACT RELATING TO ETHANOL."
- No. 1003 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- No. 1004 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."
- No. 1005 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO KZOO RADIO."
- No. 1006 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS."
- No. 1007 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- No. 1008 "A BILL FOR AN ACT RELATING TO ANNUITIES."
- No. 1009 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 1010 "A BILL FOR AN ACT RELATING TO CERTIFIED PUBLIC ACCOUNTANTS."
- No. 1011 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE KEY INFORMATION ACCESS."
- No. 1012 "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS."
- No. 1013 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1014 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
- No. 1015 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
- No. 1016 "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT."
- No. 1017 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1018 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."
- No. 1019 "A BILL FOR AN ACT RELATING TO DIRECT SHIPMENT OF WINE."
- No. 1020 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 1021 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1022 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- No. 1023 "A BILL FOR AN ACT RELATING TO REGULATION OF HOME INSPECTORS."

- No. 1024 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- No. 1025 "A BILL FOR AN ACT RELATING TO COST OF LIVING ADJUSTMENTS TO INCOME TAX RATES AND STANDARD DEDUCTION AND PERSONAL EXEMPTION AMOUNTS."
- No. 1026 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- No. 1027 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A NEW SCIENCE BUILDING FOR MOLOKAI HIGH SCHOOL."
- No. 1028 "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS."
- No. 1029 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- No. 1030 "A BILL FOR AN ACT RELATING TO BURIAL SITES."
- No. 1031 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS."
- No. 1032 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR HANA BOAT RAMP."
- No. 1033 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- No. 1034 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1035 "A BILL FOR AN ACT RELATING TO MAKAHIKI DAY COMMEMORATION."
- No. 1036 "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS."
- No. 1037 "A BILL FOR AN ACT RELATING TO FERTILIZER."
- No. 1038 "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL."
- No. 1039 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT."
- No. 1040 "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHO'OLAWA."
- No. 1041 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF JURISDICTION OVER HIGHWAYS TO THE COUNTIES."
- No. 1042 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 1043 "A BILL FOR AN ACT RELATING TO UNIFORM CONTROLLED SUBSTANCES ACT."
- No. 1044 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A VETERANS CENTER ON THE ISLAND OF MOLOKAI."
- No. 1045 "A BILL FOR AN ACT RELATING TO POLYBROMINATED DIPHENYL ETHERS."
- No. 1046 "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES."
- No. 1047 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- No. 1048 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- No. 1049 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- No. 1050 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA HEALTH."
- No. 1051 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL COURT."
- No. 1052 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."
- No. 1053 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 1054 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."
- No. 1055 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- No. 1056 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENT."
- No. 1057 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 1058 "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS."
- No. 1059 "A BILL FOR AN ACT RELATING TO EMPLOYEES."
- No. 1060 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
- No. 1061 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- No. 1062 "A BILL FOR AN ACT RELATING TO CIVIL UNIONS."
- No. 1063 "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES."
- No. 1064 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES FUNDING."
- No. 1065 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 1066 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

- No. 1067 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 1068 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- No. 1069 "A BILL FOR AN ACT RELATING TO THE SUNSHINE LAW."
- No. 1070 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE RETIREMENT BENEFITS."
- No. 1071 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
- No. 1072 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE."
- No. 1073 "A BILL FOR AN ACT RELATING TO VOTING."
- No. 1074 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION TO PROVIDE FOR AN ELECTED ATTORNEY GENERAL, IMPEACHMENT OF THE ATTORNEY GENERAL, AND REMOVAL OF THE ATTORNEY GENERAL."
- No. 1075 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."
- No. 1076 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 1077 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."
- No. 1078 "A BILL FOR AN ACT RELATING TO LOBBYISTS."
- No. 1079 "A BILL FOR AN ACT RELATING TO VOTING."
- No. 1080 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
- No. 1081 "A BILL FOR AN ACT RELATING TO JUDICIAL FINANCIAL DISCLOSURES."
- No. 1082 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- No. 1083 "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM."
- No. 1084 "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET."
- No. 1085 "A BILL FOR AN ACT RELATING TO STATE INFORMATION."
- No. 1086 "A BILL FOR AN ACT RELATING TO HEALTHCARE."
- No. 1087 "A BILL FOR AN ACT RELATING TO STATE MONUMENTS."
- No. 1088 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES' HEALTH BENEFITS."
- No. 1089 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII CONSTITUTION TO PROVIDE FOR FORFEITURE OF RETIREMENT BENEFITS OF A MEMBER OF THE EMPLOYEES' RETIREMENT SYSTEM WHO IS CONVICTED OF A FELONY FOR CONDUCT RELATED TO THE EMPLOYEE'S DUTIES."
- No. 1090 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- No. 1091 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- No. 1092 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1093 "A BILL FOR AN ACT RELATING TO OCEAN HEALTH CONSENSUS."
- No. 1094 "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND."
- No. 1095 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1096 "A BILL FOR AN ACT RELATING TO UNMARRIED COUPLES."
- No. 1097 "A BILL FOR AN ACT RELATING TO EARNED INCOME TAX CREDIT."
- No. 1098 "A BILL FOR AN ACT RELATING TO ENERGY SELF-SUFFICIENCY."
- No. 1099 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
- No. 1100 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."
- No. 1101 "A BILL FOR AN ACT RELATING TO CHILDREN."
- No. 1102 "A BILL FOR AN ACT RELATING TO ELECTIONS"
- No. 1103 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1104 "A BILL FOR AN ACT RELATING TO MANSLAUGHTER."
- No. 1105 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- No. 1106 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN."
- No. 1107 "A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM."
- No. 1108 "A BILL FOR AN ACT RELATING TO CERVICAL CANCER AWARENESS."
- No. 1109 "A BILL FOR AN ACT RELATING TO DECABROMODIPHENYLETHER."

No. 1110	"A BILL FOR AN ACT RELATING TO HEALTH."	No. 1133	"A BILL FOR AN ACT RELATING TO TAXATION."
No. 1111	"A BILL FOR AN ACT RELATING TO FAMILY PLANNING."	No. 1134	"A BILL FOR AN ACT RELATING TO PROPERTY DAMAGE."
No. 1112	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."	No. 1135	"A BILL FOR AN ACT RELATING TO TRANSPORTATION."
No. 1113	"A BILL FOR AN ACT RELATING TO MISSING PERSONS."	No. 1136	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1114	"A BILL FOR AN ACT RELATING TO MEDICAID."	No. 1137	"A BILL FOR AN ACT RELATING TO AFTER-SCHOOL PROGRAMS."
No. 1115	"A BILL FOR AN ACT RELATING TO PERINATAL CARE."	No. 1138	"A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES."
No. 1116	"A BILL FOR AN ACT RELATING TO RENTAL APPLICATION FEES."	No. 1139	"A BILL FOR AN ACT RELATING TO RANDOM DRUG TESTING."
No. 1117	"A BILL FOR AN ACT RELATING TO HEALTH."	No. 1140	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1118	"A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS."	No. 1141	"A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
No. 1119	"A BILL FOR AN ACT RELATING TO PUBLIC HEALTH"	No. 1142	"A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."
No. 1120	"A BILL FOR AN ACT RELATING TO STATE EMPLOYEE CHILD CARE FACILITIES AND SERVICES."	No. 1143	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1121	"A BILL FOR AN ACT RELATING TO LAND DEVELOPMENT."	No. 1144	"A BILL FOR AN ACT RELATING TO GUARDIANSHIP."
No. 1122	"A BILL FOR AN ACT RELATING TO CONSERVATION LAND."	No. 1145	"A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."
No. 1123	"A BILL FOR AN ACT RELATING TO CULTURAL IMPACT STUDY."	No. 1146	"A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII."
No. 1124	"A BILL FOR AN ACT RELATING TO CULTURAL IMPACT STUDIES."	No. 1147	"A BILL FOR AN ACT RELATING TO TEACHING LICENSURE."
No. 1125	"A BILL FOR AN ACT RELATING TO HAZARDOUS LAND."	No. 1148	"A BILL FOR AN ACT RELATING TO GRAFFITI."
No. 1126	"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."	No. 1149	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1127	"A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN KNOWLEDGE CURRICULUM."	No. 1150	"A BILL FOR AN ACT RELATING TO TEACHER HOUSING."
No. 1128	"A BILL FOR AN ACT RELATING TO UNIFORM QUARTERLY ASSESSMENT."	No. 1151	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1129	"A BILL FOR AN ACT RELATING TO EDUCATION."	No. 1152	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 1130	"A BILL FOR AN ACT RELATING TO EARLY EDUCATION."	No. 1153	"A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATIONS BONDS AND MAKING AN APPROPRIATION TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR THE UNIVERSITY OF HAWAII FACILITIES."
No. 1131	"A BILL FOR AN ACT RELATING TO EDUCATION."	No. 1154	"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
No. 1132	"A BILL FOR AN ACT RELATING TO EDUCATION REPAIR AND MAINTENANCE ACCOUNTS."		

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| No. 1155 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION." | No. 1178 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL NUTRITION." |
| No. 1156 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII." | No. 1179 "A BILL FOR AN ACT RELATING TO SCHOOL-AGE CHILDREN." |
| No. 1157 "A BILL FOR AN ACT RELATING TO EDUCATION." | No. 1180 "A BILL FOR AN ACT RELATING TO EDUCATION." |
| No. 1158 "A BILL FOR AN ACT RELATING TO FAMILY COURT." | No. 1181 "A BILL FOR AN ACT RELATING TO EDUCATION." |
| No. 1159 "A BILL FOR AN ACT RELATING TO FAMILY COURT." | No. 1182 "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE." |
| No. 1160 "A BILL FOR AN ACT RELATING TO FAMILY COURT." | No. 1183 "A BILL FOR AN ACT RELATING TO INSURANCE." |
| No. 1161 "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE." | No. 1184 "A BILL FOR AN ACT RELATING TO ADULT PROTECTION." |
| No. 1162 "A BILL FOR AN ACT RELATING TO CHILD WELFARE." | No. 1185 "A BILL FOR AN ACT RELATING TO AGING." |
| No. 1163 "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD." | No. 1186 "A BILL FOR AN ACT RELATING TO CEMETERY AND FUNERAL TRUSTS." |
| No. 1164 "A BILL FOR AN ACT RELATING TO CHILDREN." | No. 1187 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION." |
| No. 1165 "A BILL FOR AN ACT RELATING TO EDUCATION." | No. 1188 "A BILL FOR AN ACT RELATING TO LONG TERM CARE." |
| No. 1166 "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY." | No. 1189 "A BILL FOR AN ACT RELATING TO CAREGIVING." |
| No. 1167 "A BILL FOR AN ACT RELATING TO CHILD CARE." | No. 1190 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE." |
| No. 1168 "A BILL FOR AN ACT RELATING TO BULLYING." | No. 1191 "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY." |
| No. 1169 "A BILL FOR AN ACT RELATING TO TOBACCO." | No. 1192 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT." |
| No. 1170 "A BILL FOR AN ACT RELATING TO CHILDREN." | No. 1193 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAPIOLANI COMMUNITY COLLEGE'S LONG-TERM CARE RESOURCE PROGRAM TO TRAIN AND EDUCATE HAWAII'S ELDERCARE WORKFORCE." |
| No. 1171 "A BILL FOR AN ACT RELATING TO MINORS." | No. 1194 "A BILL FOR AN ACT RELATING TO CAREGIVING." |
| No. 1172 "A BILL FOR AN ACT RELATING TO KAKA'AKO." | No. 1195 "A BILL FOR AN ACT RELATING TO SAGE PLUS." |
| No. 1173 "A BILL FOR AN ACT RELATING TO PERINATAL CARE." | No. 1196 "A BILL FOR AN ACT RELATING TO CAREGIVING." |
| No. 1174 "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS." | No. 1197 "A BILL FOR AN ACT RELATING TO TAXATION." |
| No. 1175 "A BILL FOR AN ACT RELATING TO BULLYING." | No. 1198 "A BILL FOR AN ACT RELATING TO FAMILY CAREGIVERS." |
| No. 1176 "A BILL FOR AN ACT RELATING TO CHILDREN." | No. 1199 "A BILL FOR AN ACT RELATING TO TAXATION." |
| No. 1177 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII." | No. 1200 "A BILL FOR AN ACT RELATING TO FAMILY CAREGIVING." |

- No. 1201 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."
- No. 1202 "A BILL FOR AN ACT RELATING TO CAREGIVING."
- No. 1203 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."
- No. 1204 "A BILL FOR AN ACT RELATING TO THE ELDERLY."
- No. 1205 "A BILL FOR AN ACT RELATING TO CAREGIVING."
- No. 1206 "A BILL FOR AN ACT RELATING TO CAREGIVING."

- No. 154 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 155 Committee on Judiciary and Labor
- No. 156 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 157 Committee on Ways and Means
- No. 158 Jointly to the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 159 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 19, 2007:

- | Senate Bill | Referred to: |
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| No. 139 | Jointly to the Committee on Health and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 140 | Committee on Intergovernmental and Military Affairs |
| No. 141 | Committee on Intergovernmental and Military Affairs |
| No. 142 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 143 | Committee on Ways and Means |
| No. 144 | Committee on Ways and Means |
| No. 145 | Committee on Ways and Means |
| No. 146 | Committee on Ways and Means |
| No. 147 | Committee on Ways and Means |
| No. 148 | Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 149 | Committee on Ways and Means |
| No. 150 | Committee on Education, then to the Committee on Ways and Means |
| No. 151 | Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 152 | Committee on Transportation and International Affairs, then to the Committee on Ways and Means |
| No. 153 | Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means |

- No. 160 Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 161 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 162 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 163 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 164 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 165 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 166 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 167 Committee on Health, then to the Committee on Ways and Means
- No. 168 Jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means
- No. 169 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 170 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 171 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 172 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 173 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 174	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	No. 196	Committee on Judiciary and Labor
No. 175	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 197	Committee on Judiciary and Labor
No. 176	Committee on Health, then to the Committee on Ways and Means	No. 198	Committee on Judiciary and Labor
No. 177	Committee on Health, then to the Committee on Judiciary and Labor	No. 199	Jointly to the Committee on Judiciary and Labor and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
No. 178	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then jointly to the Committee on Ways and Means and the Committee on Education	No. 200	Committee on Ways and Means
No. 179	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor	No. 201	Jointly to the Committee on Health and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 180	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 202	Committee on Health, then to the Committee on Judiciary and Labor
No. 181	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 203	Committee on Judiciary and Labor
No. 182	Committee on Judiciary and Labor	No. 204	Committee on Judiciary and Labor
No. 183	Committee on Judiciary and Labor	No. 205	Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
No. 184	Committee on Judiciary and Labor	No. 206	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
No. 185	Committee on Judiciary and Labor	No. 207	Committee on Judiciary and Labor
No. 186	Committee on Judiciary and Labor	No. 208	Committee on Judiciary and Labor
No. 187	Committee on Judiciary and Labor	No. 209	Committee on Judiciary and Labor
No. 188	Committee on Economic Development and Taxation, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 210	Committee on Health, then to the Committee on Judiciary and Labor
No. 189	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 211	Committee on Judiciary and Labor
No. 190	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 212	Committee on Judiciary and Labor
No. 191	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 213	Committee on Judiciary and Labor
No. 192	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 214	Committee on Judiciary and Labor
No. 193	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 215	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Health
No. 194	Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 216	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 195	Jointly to the Committee on Economic Development and Taxation and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 217	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
		No. 218	Committee on Health, then to the Committee on Judiciary and Labor
		No. 219	Committee on Judiciary and Labor
		No. 220	Committee on Judiciary and Labor
		No. 221	Committee on Judiciary and Labor
		No. 222	Committee on Judiciary and Labor
		No. 223	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

- No. 224 Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor
- No. 225 Committee on Education, then to the Committee on Ways and Means
- No. 226 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 227 Committee on Education, then to the Committee on Ways and Means
- No. 228 Committee on Judiciary and Labor
- No. 229 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
- No. 230 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 231 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means
- No. 232 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 233 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
- No. 234 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 235 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 236 Committee on Health, then to the Committee on Judiciary and Labor
- No. 237 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 238 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 239 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 240 Committee on Health, then to the Committee on Ways and Means
- No. 241 Jointly to the Committee on Health and the Committee on Human Services and Public Housing
- No. 242 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means
- No. 243 Committee on Education
- No. 244 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 245 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 246 Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs
- No. 247 Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation
- No. 248 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 249 Committee on Human Services and Public Housing
- No. 250 Committee on Judiciary and Labor
- No. 251 Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 252 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 253 Committee on Judiciary and Labor
- No. 254 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs
- No. 255 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 256 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means
- No. 257 Committee on Health, then to the Committee on Judiciary and Labor
- No. 258 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 259 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 260 Committee on Tourism and Government Operations
- No. 261 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 1, from the Good Beginnings Alliance dated December 28, 2006, transmitting its 2006 Annual Report and the School Readiness Task Force Report, pursuant to Act 77, SLH 1997, was read by the Clerk and was placed on file.

At this time, Senator Ige moved that the Senate adjourn until 9:00 o'clock a.m., Wednesday, January 24, 2007, seconded by Senator Whalen.

At 9:17 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:25 o'clock a.m.

Senator Ige withdrew his motion to adjourn and Senator Whalen withdrew his second.

At 9:26 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 2, to receive the Governor's state of the state address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, was called to order at 10:00 o'clock a.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Twenty-Fourth Legislature:

The Honorable James R. Aiona, Jr., Lieutenant Governor of Hawaii, and Mrs. Vivian Aiona. They were presented leis by Representative Marilyn Lee and Senator David Ige;

The Honorable Ronald T.Y. Moon, Chief Justice, Hawaii Supreme Court. He was presented a lei by Senator Donna Mercado Kim;

Ms. Haunani Apoliona, Chair, Office of Hawaiian Affairs. She was presented a lei by Representative Tommy Waters;

Lieutenant General John M. Brown III, Commanding General, U.S. Army, Pacific;

Rear Admiral Sally Brice-O'Hara, Commander, U.S. Coast Guard, 14th Coast Guard District.

Rear Admiral John M. Bird, U.S. Pacific Fleet;

Brigadier General David M. "Tanker" Snyder, U.S. Air Force;

The Honorable Paula A. Nakayama, Associate Justice, Hawaii State Supreme Court;

The Honorable Simeon R. Acoba, Jr., Associate Justice, Hawaii State Supreme Court;

The Honorable Steven H. Levinson, Associate Justice, Hawaii State Supreme Court;

The Honorable James E. Duffy, Jr., Associate Justice, Hawaii State Supreme Court;

The Honorable Harry Kim, Mayor of the County of Hawaii;

The Honorable Bryan J. Baptiste, Mayor of the County of Kauai;

The Honorable Charmaine Tavares, Mayor of the County of Maui;

The Honorable Bill "Kaipo" Asing, Council Chair, County of Kauai;

The Honorable G. Riki Hokama, Council Chair, County of Maui;

The Honorable Barbara Marshall, Council Chair, City and County of Honolulu;

The Honorable George Ariyoshi and Mrs. Ariyoshi, former Governor of the State of Hawaii;

Mrs. Lynne Waihee, wife of former Governor John Waihee, and Mr. John Waihee, IV;

Mrs. Vicky Cayetano, wife of former Governor Benjamin J. Cayetano;

The Honorable John Henry Felix, Dean of the Hawaii Consular Corps; and

The Honorable John Quinn, Vice Dean of the Hawaii Consular Corps.

The Speaker then appointed Senators Donna Mercado Kim, Gary Hooser, and Fred Hemmings, on behalf of the Senate, and Representatives Jon Riki Karamatsu, Kirk Caldwell, and Lynn Finnegan, on behalf of the House of Representatives, to escort the Honorable Linda Lingle, Governor of the State of Hawaii, to the rostrum.

Senator Les Ihara, Jr., and Representative Marcus Oshiro presented Governor Lingle with ilima leis.

The Speaker then presented to the members of the Twenty-Fourth Legislature and guests the Honorable Linda Lingle, Governor of the State of Hawaii.

The Honorable Linda Lingle, Governor of the State of Hawaii, addressed the Legislature assembled in Joint Session as follows:

"Madam President, Mr. Speaker, Lt. Governor and Mrs. Aiona, Members of the Legislature, Chief Justice Moon and members of the State Supreme Court, Chair Apoliona, Cabinet members, mayors, military leaders, members of the Counselor Corps, distinguished guests, and to all the people of Hawaii, good morning and aloha.

"It is a great honor to address once again, a joint gathering of the State House and Senate, as well as all the people of Hawaii, to share with you my honest assessment of where we stand, paint a vision for the future, and outline the steps I think we should take to get there.

"It is important for us to have a concrete understanding of where we want to go. Without this common vision, it will be too easy to get off track and stumble on our pathway to the future. I believe there is a broad public consensus about where we should be heading and I believe this consensus has grown stronger over time.

"We all want a higher standard of living for ourselves and our children, and we want to preserve everything that makes Hawaii unique, especially our cultural and natural resources, and our sense of ohana.

"We want Hawaii's young people to have first-rate educational opportunities. We want affordable housing, state-of-the-art healthcare that is accessible to all, and good paying jobs. But we still want to be able to go fishing at the pier or catch a wave after work, and want the time to talk story with our families and friends.

"To achieve this vision, we have to change our economy from one based on land development, to one fueled by innovation

and new ideas generated by our universities and a highly-trained work force.

“Some think it is unrealistic to change our decades-long reliance on land development as the foundation of our economy. Some think it is easier to keep doing what we have been doing. They think it is too hard to change. But hard or not, change will happen.

“The question for us to answer is, ‘Will we just let change happen to us in the coming years, or will we create the change we want to see, so that future generations are able to live a good life in Hawaii?’

“One of my guests today is part of that next generation. He captured our imagination here at home and around the world just days ago when he made the cut and then went on to finish tied for 20th among the pros at the Sony Open. Please say hello to Tadd Fujikawa, his parents Lori and Doug, and his grandparents and his great grandma. (The Fujikawa family rose to be recognized.)

“The fundamental change in our economy I have been describing will require the Legislature, my Administration, the county governments, our schools and universities, businesses and others to share this vision and to work together to make it happen.

“Our \$732 million budget surplus can enable us to dramatically reshape our destiny if we make wise choices. Over the last 15 years, the world has been profoundly changed by the development of the internet and other technologies that make it easier for people to communicate with each other and to shift capital around the world.

“People from different countries can work together on the same project in real time. An engineer in India collaborating with a software programmer in California and a banker in China. A person dressed in shorts and slippers can shake the political world with a blog that he writes from his *lanai*.

“States used to be economically strong because it had access to natural resources or sat at the crossroads of railroads, rivers, or other lanes of commerce. Those things will still be important in the coming years, but there are rapidly being eclipsed by the significance of human potential.

“The reality is that the future economic fortunes of our State will be determined by the capabilities and creativity of our people, and by their ability to work and communicate effectively with others around the world.

“No one is better suited than the citizens of Hawaii to work with people from diverse backgrounds in a global economy that will be focused on the Asia-Pacific Region. This is our arena and this is our era.

“But we can’t wait for the world to come to us. We must seize the moment or it will pass us by. Before outlining the four principles I believe we must follow in order to achieve success in the global information based economy, let me first offer my definition of success. Simply put, success means producing a constantly rising standard of living for all Hawaii’s people by using fewer natural resources, including land, and, to do this, while preserving those aspects of life that make our island home so special.

“The four principles that should underlie our future efforts and decisions are simple, but not easy to achieve. If followed, I believe it will lead to a long-term success.

“First, we need to insure that our workforce has the skills and knowledge required to compete effectively in the 21st century.

“Second, we must create an environment in which innovation, entrepreneurship, and risk taking are encouraged, nurtured and rewarded.

“Third, we need to enable all our citizens, regardless of their economic circumstances, to be fully involved in the digital revelation that is sweeping the world.

“Fourth, we must insure that the basic needs of our citizens, including housing and healthcare are met, and that our cultural and natural resources are protected and enhanced.

“First among the principles, is providing the education and training our citizens need to compete with the best and the brightest from around the world, because that is, above all, what it will take for us to succeed. Educator, Mary Jean LeTendre said it best when she observed, ‘America’s future walks through the front door of our schools everyday.’ I would borrow her quote and add to it, ‘Hawaii’s future walks through the front doors of our schools and universities each day.’

“Our workforce development plan emphasizes the teaching of science, technology, engineering and math skills. These skills are known collectively as STEM.

“I recently returned from New Hampshire where I participated in the annual kick-off for an extra-curricular teenage robotics program that teaches STEM skills known as the first robotics competition. I spent three days there as a guest of FIRST founder and one of America’s most imaginative and best-known inventors, Dean Kamen, who last year was inducted into the National Inventors Hall of Fame.

“Dean is a passionate advocate for teaching America’s students STEM skills through first robotic competitions that combine the excitement of sports with science and technology to create what he calls a unique varsity sport for the mind. Hawaii currently has four FIRST Robotics teams – Waiakea, Punahou, McKinley, and Waialua High Schools.

“Some of the FIRST students are with us today. Please welcome students from McKinley High School and their teacher, Osa Tui, and FIRST Waialua High School students and their teacher, Glenn Lee. (The students and teachers rose to be recognized.)

“During my visit to New Hampshire, FIRST’s lead sponsor, NASA, committed \$1,000,000 over the next three years to fund up to 20 Hawaii Robotics teams, as well as a regional competition next March here in Honolulu.

“The students you just recognized, their teachers and the entire Hawaii robotics community are very excited about the regional competition. We are grateful for their participation and leadership to bring this important opportunity to other students all across the State.

“NASA Program Executive for Solar System Exploration, Dave Lavery, explained NASA’s support for FIRST this way: He said, ‘On an individual, personal level, FIRST is having a real impact on the lives of these students and helping them realize what they are capable of. On a national level, we are creating new engineers who will drive the entire future economic engine of the country.’

“Well, I believe whether or not students become engineers or scientists, mastering STEM skills will equip them to contribute

in significant ways to a sustainable economy based on innovation.

“Earlier this month, I unveiled a series of specific actions we can take together to make this vision a reality. They include:

Providing students in grades 6-9 with enhanced opportunities to develop STEM skills through hands-on, project-based learning.

Establishing high school STEM academies taught with the help of University of Hawaii community college instructors where students will earn both high school and college credits.

“And for students who successfully complete the STEM curriculum, I am proposing we fund undergraduate scholarships at the University of Hawaii or any other local college or technical school of their choice.

“Whether students study STEM subjects or other fields of study, we need to increase the incentives for parents to save for their children’s education. I am proposing that we expand the current State sponsored college savings account plan so that parents can reduce their taxable income by \$20,000 per year and use that money to pay for tuition at any Hawaii college, university or technical school.

“Those parts of the world that are thriving in the global economy have several common characteristics, including being anchored by strong universities that produce graduates who excel in science, engineering, and math.

“These universities attract talented people who develop new ideas which can be commercially developed in the surrounding community creating the high-paying jobs that we all seek.

“We already have a higher education anchor here in the University of Hawaii, but its potential for driving the economy has barely been tapped. I am proposing that we revamp the way the University transforms research ideas into viable businesses, and I am proposing that we provide funding that, if matched by the private sector, will support three new endowed professorships at UH in STEM disciplines.

“But higher education alone is no longer sufficient to guarantee a prosperous future. In today’s world, education cannot stop when someone graduates from school. The rapid pace of changing technology in all fields requires companies and their employees to seek frequent upgrade training in order to keep up.

“I am proposing a program for portable, ‘Life Long Learning Accounts’ to enable employees to set aside pre-tax dollars matched by tax-free employer contributions to pay for skills training and education programs.

“Additionally, I believe it is time to recognize that workforce development fundamentally is part of economic development and should be located in the Department of Business and Economic Development rather than in the Department of Labor.

“The second principle is that innovation, entrepreneurship and risk taking need to be encouraged, nurtured, and rewarded.

“Innovation and risk taking are part of our cultural DNA. The Polynesian voyagers were among the foremost innovators and risk takers of their time, from developing and implementing new transportation technologies to their use of the stars as navigation devices.

“The immigrants who arrived later were also risk-takers, and they too had to innovate to get ahead in life.

“It is not enough for us to encourage today’s citizens and businesses to innovate and think big ideas – we in government have to be willing to do the same. In that spirit, I am following up on Speaker Say’s proposal from last year and proposing to establish a \$100 million Hawaii Innovation Fund.

“I am proposing that the State Employee’s Retirement System invest \$100 million in this professionally managed Fund to finance promising high technology and creative industry companies as an affirmation of our belief in Hawaii’s innovative capabilities.

“Too often in recent years, we have seen small high-tech companies reach the edge of profitability only to move elsewhere when they cannot get the funding they need to grow.

“The ERS at \$10.5 billion is the State’s largest institutional investor and can play a major role in spurring new companies that create high paying jobs here at home, while earning good returns for its beneficiaries. These newly created companies, including those focused on life sciences, will need quality incubator facilities, including wet lab space in order to succeed. We are proposing to meet this need by partnering with Kamehameha Schools which is planning to build the Asia-Pacific Research Center near the Medical School in Kakaako. The State’s High Technology Development Corporation would become the Center’s master lessee.

“Another way we can spur new industries, including renewable energy research and development, is for the State to purchase the 500-acre land holding that the Navy is on the verge of selling in Kalaehoa. After reviewing the land use and ownership patterns on Oahu, we have identified Kalaehoa as the best place to achieve positive economic growth for the Leeward Coast, while repositioning our economy to one based on innovation. When ownership of this land is coupled with HCDA’s zoning authority, opportunities for workforce housing, innovative technologies and job creation, and other government initiatives can be more readily pursued.

“My staff has had some discussions with the Navy about this proposal and I have had conversations with senior Navy officials, as well. I have also had a brief conversation with U.S. Senator Daniel Inouye about this proposal, and a follow-up conversation with his senior staff about how the Senator can help us achieve our vision for a new economic future for West Oahu. I have been encouraged by these initial conversations and will be talking further with both the Senator and the Navy in the days and weeks ahead.

“Two other ‘Big Idea’ innovations I want to discuss with you today are a ‘Digital Media Center’ and ‘MELE,’ which stands for Music Enterprise Learning Experience.

“As you know, we have spent millions of tax dollars building and renovating the Diamond Head Studio, granting tax credits for both film and television productions, and funding the Academy of Creative Media Program at UH. After all that spending, we remain pretty much just a back-lot for Hollywood and other media industry centers.

“Hawaii’s film and television productions, as well as interactive game development and digital design, are all exciting growth industry areas that could flourish here with the development of local incubator facility that provides a cohesive and integrated site with digital media infrastructure.

"In addition to providing a collaborative learning environment for students, faculty, and professionals, this facility will serve as an incubator for digital media businesses and a research and development lab for the creation of intellectual property.

"I think one of the most exciting pieces of our Innovation Initiative is MELE, a partnership with Honolulu Community College to build a training program and facility for the development of Hawaii's music industry. While Hawaii has an unusually high concentration of raw musical talent, we have never fully developed a broad support infrastructure needed to create an industry.

"HCC is developing a partnership with Nashville's Belmont University, one of the premier music and entertainment education programs in the nation. HCC proposes that MELE be developed around three strands – artistic creativity, entertainment business expertise, and technical production skills. Belmont University will help jump-start the process by collaborating on joint use of their curriculum, technical facility and equipment specifications, training of local faculty, and dual credit for course offerings in Hawaii.

"HCC students will be able to pursue their bachelor's and master's degrees at Belmont University in Nashville, with internships there, as well as in Los Angeles and New York. This development model is based on 40 years of industry experience in Nashville, a music center that has created a \$5 billion industry in country music. Nashville's success is based on having both a distinctive music and a unique culture. Hawaii possesses its own distinctive music and one of the world's most unique cultures.

"For a modest \$2.7 million investment, Honolulu Community College would be on its way to creating a true music industry for Hawaii that could also become a production magnet for the growing music industry throughout Asia.

"The third principle we need to adopt is the notion that it is important for all of our citizens to be able to take full advantage of the benefits offered by the digital revolution.

"Pulitzer Prize winning author, Thomas Friedman, in his most recent book, *The World Is Flat*, notes that the internet has leveled the global economic playing field. As a result, opportunities that were once available only to a select few, are available now to anyone, anywhere, with the access to participate in this new borderless society.

"While high-speed broadband access is not the kind of infrastructure we're used to planning for, and connectivity isn't as necessary as food, shelter, clothing, or health care, it is absolutely critical that all the people in Hawaii have affordable internet access in order to participate fully in the 21st century global economy.

"High-speed internet access should not be restricted to those who can afford an expensive broadband connection, nor should out citizens or visitors have to be tethered to a desk in order to communicate across the globe. Municipalities across the country are moving to establish wireless internet access, and the City and County of Honolulu has announced a pilot project in Chinatown.

"We need a coordinated approach to ensure that digital democracy becomes a reality in Hawaii, because those without connectivity are falling further and further behind in this new, inter-connected world. My Administration will work with the counties and the private sector to establish affordable, wireless internet access everywhere it is feasible by 2010.

"We will begin by establishing wireless service at public libraries across the State, followed by other State buildings, most notably schools. If we succeed, Hawaii students will be able to digitally access the best physics instructor in the nation, or watch an art lesson by a renowned painter anywhere in the world.

"These are ambitious goals, and achieving them will require focus and commitment at the highest levels of State government. That is why I am proposing the creation of a Chief Information Technology Officer position to guide this effort.

"The fourth principle recognizes that giving citizens the tools they need to compete in the 21st century economy, increasing their STEM skills, and achieving economic success, will be a fool's choice if we lose the Hawaii that we all cherish. Nor will we have succeeded if our citizens' most fundamental needs are unmet and the cost of living rises to a level that forces them to leave Hawaii.

"The recent shame we felt reading about our homeless problem on the front page of the *Wall Street Journal* and in the *New York Times* is an uncomfortable reminder that we can't take our eye off the ball in our efforts to help thousands of our fellow citizens regain their self-sufficiency. I want to thank the members of the Legislature for supporting my issuance of an emergency proclamation last year that allowed us to move quickly to address this crisis, and for your ongoing financial support of these efforts.

"I also want to thank the many community organizations, churches, temples, businesses, government agencies and individuals for being such an important part of the solution. And I want to give special recognition to my Chief of Staff Bob Awana, Comptroller Russ Saito, and Executive Assistant to the Chairman of the Hawaiian Homes Commission, Kaulana Park for working well outside of their job descriptions on this multi-faceted challenge.

"Together we have made a lot of progress addressing the homeless situation over the last few months. We've opened and emergency shelter in Kakaako, another in Waipahu, and a transitional shelter in Kalaeloa during the past few months. And our largest transitional housing project to date is set to open across from the Waianae Civic Center by the end of next month.

"But successfully opening emergency and transitional housing alone will not solve the housing problem. To do this, we must generate many more affordable rental and for-sale housing projects. I am calling for an immediate deposit of \$50 million in cash into the Rental Housing Trust Fund, \$50 million for the Dwelling Unit Revolving Fund, and another \$50 million to repair and renovate public housing projects across the State. This money, when leveraged with private funds can result in the development of thousands of additional affordable rental units, as well as, for-sale units.

"Finally, we can attack the problem by funding infrastructure that will open up lands for affordable housing that otherwise would have remained unused. One such opportunity exists in Kona, where for an expenditure of \$14.4 million dollars to develop a water system, we can create a true partnership between the State's Housing Finance and Development Corporation and the Department of Hawaiian Home Lands to build over 2,600 more affordable homes and rental units.

"These are bold steps, and represent a significant commitment of our State's resources. But they are steps that we must take if we wish to erase the stain of homelessness from our

community and ensure that the American dream of home ownership remains alive for our families.

“Housing is a fundamental need of all our citizens. Another is affordable, high-quality and accessible health care.

“We were recently rated the fourth healthiest state in the nation. And while that is a great distinction, the paradox is that our own health care system is itself in nearly critical condition. The signs are all around us from the decision of Kahuku Hospital to close its doors, to a lack of emergency room physicians at our major trauma center, to a lack of certain specialists, especially on the neighbor islands.

“This problem is most about the bottom line. High costs and low reimbursements are driving hospitals out of business and physicians out of the practice of medicine. We must act now or there might not be an emergency room physician or other medical specialists available when our loved ones need them most.

“I am offering several specific health care proposals. First, I am renewing the call for sensible medical malpractice reform based on the California model. This proposal ensures that plaintiffs can recover for their actual damages, while putting reasonable limits on so-called non-economic damages. This bill has previously been stalled in Committee, while more hospitals threaten to close, and more doctors leave. We can’t afford to wait any longer. We must not let anyone hold up this bill.

“I am asking you to make reasonable medical malpractice reform a priority this Session.

“Second, we must revamp the Certificate of Need process, which is used to determine whether a hospital or other medical facility can be built. Just last year, this process resulted in the denial of a request to build a privately-funded state-of-the-art hospital on Maui, a facility that was supported by the majority of Maui citizens. We must revise this process so that local communities have the final say in determining which new medical facilities and services to support on their islands.

“And let us join together with our Congressional delegation to work at the national level to increase Medicare rates, the basis for most payments to doctors and hospitals.

“I am also proposing that we pass a ‘Good Samaritan’ law that exempts from lawsuits those doctors who provide medical treatment without compensation except in cases of gross negligence.

“I also ask you to reinstate the Insurance Commissioner’s authority to disapprove rates that are excessive, inadequate or unfairly discriminatory. This is the same authority he has to review rates for other lines of insurance.

“Finally, we need to make sure that health insurance is affordable by eliminating tax barriers that have kept competition out of the marketplace and by enabling sole proprietors to obtain the same rates as larger companies.

“A lack of nurses is another health care system deficiency that needs to be addressed. We are requesting more funding for the University of Hawaii School of Nursing to increase the number of graduates. And we want to create a nursing specialty in geriatrics to prepare for our increasing aging population.

“Many of these initiatives for housing and healthcare focus on affordability, ensuring that our citizens can afford to live in Hawaii. The most direct and immediate way government can address affordability, is by lowering the tax burden on its

citizens. I am proposing a substantial, but prudent, \$346 million tax relief package. Passage of this package will show people all across the State that the Legislature really does understand the struggle they face to meet day-to-day expenses, while at the same time saving for their child’s education and their own retirement.

“Because the State Constitution requires us to give all taxpayers a refund this year, I have left enough room in my budget for a \$100 per person tax refund for those filers with less than \$100,000 in income and \$25 per person for the small minority of residents whose income exceeds \$100,000. Besides a one-time refund, we need to give our residents long-overdue, permanent tax relief.

“First, we need to fix an insidious tax problem that affects everyone and causes your taxes to go up without you even knowing it. Because tax brackets, personal exemptions and standard deductions are not adjusted for inflation, their value diminishes over time, so you end up paying a bigger sale of your income each year in taxes. I am proposing the Tax Payer Protection Act of 2007 that will require the Director of Taxation annually to adjust these three factors.

“It is also time for us to take the first step to eliminate the tax on food that families eat at home. I am proposing that we exempt 11 different foods from the general excise tax, including milk, eggs, cereal, and baby formula – foods recognized by the USDA as healthy and basic to a child’s diet. This will save the people of Hawaii an estimated \$40 million per year.

“To give extra tax relief to families, I am proposing the ‘Ohana Tax Reduction Act’ of 2007. This new law will provide an additional \$1,000 exemption for children under 19 years old and more than double allowable dependent care expenses for families caring for young children, aging parents, or both.

“I am also asking you to pass other permanent tax relief, including raising the standard deduction to 75 percent of the federal level, reinstating the blended gasoline excise tax exemption, and eliminating the taxes and fees on vehicles owned by members of our National Guard and Reserves.

“We are honored today by the presence of soldiers from Charlie Company, First Battalion, 207th Aviation Regiment and their families. The 75 members of the 207th will leave in a few months and will be the last major Guard unit to be deployed to Iraq. Please stand and be recognized. (The soldiers and their family members rose to be recognized.)

“I will be presenting to you later today a legislative package that is robust in its attempts to deal with our State’s ongoing challenges, including preserving agricultural land through incentives and by addressing the issue of fake farms, upgrading our harbors, airports and highways, improving pedestrian safety and lowering crime, expanding consumer protection, increasing renewable energy usage, insuring food security by helping poultry and dairy farmers remain in business and protecting our environment.

“A lot of time and effort has been spent by the staff in our departments to develop the 219 proposals I will send you later today. Out of respect for them and the public and in the spirit of collaboration, I ask that you give each of these bills a fair hearing.

“I would be remiss if I didn’t pause for a moment to recognize the incredible contributions our State government employees have made during my first few years as Governor. From creating the Next Step shelter in only six days, to working around the clock to clear the landslide at the Pali Tunnels, to

removing rock slides by hand so that Big Island farmers could get their water they needed to survive after the October earthquake last year, to flying supplies to isolated Kaupo on Maui after that same earthquake. To the men and women of our State government work force, I recognize your dedication to the public, and I am personally grateful for your hard work and contribution to the success we have achieved.

“And contrary to public comments by some observers over the last few weeks, my budget recognizes your performance and anticipates fair wage increases.

“As we look into the future, we have a fundamental choice to make. Are we just going to tread water and hope we can somehow sustain our standard of living by doing the same things we have done in the past? Or are we going to be true to the heritage of innovation left to us by our ancestors and embrace the new global economy by making certain our citizens have the education and training we need to compete with anyone, anywhere, anytime.

“I want to lead us down the path of innovation because it is the path of hope and opportunity.

“I recently read the following in a book on leadership. It said, ‘Ships in harbor are safe, but that’s not what ships are made for.’ The same can be said of governments. It is safe for government to cling to what has been done in the past and hope for the best, but that’s not what governments were formed for.

“The people have elected us to leave the harbor, to take to the open seas of new ideas, and to make certain that the Hawaii they know and love will be a place they and their children can afford to live in for generations to come.

“I have tried to outline for you today a shared vision of what our Hawaii of the future can look like. It is a Hawaii in which our location in the Pacific and our cultural diversity will be significant advantages as we compete with the rest of the world. It is a Hawaii in which prosperity will be created more through the power of renovation and new ideas and less through the development of land and overuse of our natural resources.

“And most important, it is a Hawaii that will still be the Hawaii we all love – a place of unsurpassed natural beauty that cares for those in need. A place that honors its rich multicultural heritage and a way of life that is unique in all the world.

“Let us work together this Session to refine this vision and to agree on the steps that we need to take to achieve it.

“The new global economy is a wave crashing on our shores. We can ride it or we can be swept away by it. Please make a choice with me to ride this wave.

“The future begins today. Mahalo and God bless you all.”

Senate President Colleen Hanabusa then rose and stated:

“Thank you, Governor Lingle. I am certain that this 24th Legislature is ready to work together for the benefit of the people of the State of Hawaii.

“I now declare this Joint Session adjourned.”

At 10:57 o’clock a.m., President Hanabusa declared the Joint Session adjourned.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o’clock p.m. In consequence thereof, the following bills were introduced and placed on the calendar for further action on Wednesday, January 24, 2007:

Senate Bill

No. 1207 “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”

Introduced by: Senator Slom.

No. 1208 “A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY.”

Introduced by: Senator Chun Oakland.

No. 1209 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY DOMESTIC VIOLENCE SHELTERS.”

Introduced by: Senators Chun Oakland, Baker.

No. 1210 “A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES.”

Introduced by: Senator Chun Oakland.

No. 1211 “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”

Introduced by: Senator Chun Oakland.

No. 1212 “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS.”

Introduced by: Senator Chun Oakland.

No. 1213 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT.”

Introduced by: Senator Gabbard.

No. 1214 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY.”

Introduced by: Senators Tokuda, Chun Oakland, Hemmings, Hee.

No. 1215 “A BILL FOR AN ACT RELATING TO TAXATION OF PREMIUMS.”

Introduced by: Senators Ige, Menor, Baker, Sakamoto, Chun Oakland, Hemmings, Tokuda, Fukunaga, Tsutsui, English.

No. 1216 “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH.”

Introduced by: Senators Ige, Tokuda, Baker, Sakamoto, Chun Oakland, Fukunaga, Tsutsui, Menor, English, Hemmings.

No. 1217 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Ige, Tokuda, Tsutsui, Baker, English, Sakamoto, Chun Oakland, Fukunaga, Menor, Hemmings.

No. 1218 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."

Introduced by: Senators Ige, Tsutsui, Baker, English, Chun Oakland, Fukunaga, Menor.

No. 1219 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Kokubun, Tokuda, Espero, Baker, Nishihara, Kim, Tsutsui, Gabbard.

No. 1220 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS."

Introduced by: Senator Kokubun, by request.

No. 1221 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION."

Introduced by: Senator Kokubun, by request.

No. 1222 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators Menor, Fukunaga.

No. 1223 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Senator Menor, by request.

No. 1224 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Nishihara.

No. 1225 "A BILL FOR AN ACT RELATING TO PROPERTY DAMAGE."

Introduced by: Senator Nishihara.

No. 1226 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

Introduced by: Senator Nishihara, by request.

No. 1227 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

Introduced by: Senator Nishihara.

No. 1228 "A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION."

Introduced by: Senators Espero, Menor, Fukunaga, Hooser, Kokubun, Bunda, Nishihara, Kim, Ige.

No. 1229 "A BILL FOR AN ACT RELATING TO SCRAP DEALERS."

Introduced by: Senators Espero, Chun Oakland, Menor, English, Baker, Bunda, Ihara, Fukunaga, Nishihara, Hooser, Kokubun, Kim, Tsutsui, Ige.

No. 1230 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Hemmings, Bunda.

No. 1231 "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY."

Introduced by: Senators Espero, Chun Oakland, Gabbard, Nishihara, Menor, Tokuda, Ihara.

No. 1232 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII-WEST OAHU."

Introduced by: Senators Espero, Gabbard, Nishihara, Menor, Tokuda, Ihara, English.

No. 1233 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."

Introduced by: Senators Ige, Chun Oakland, Tokuda, Fukunaga, Baker, Hemmings, Nishihara, Espero, English, Slom, Tsutsui.

No. 1234 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN HEALTH."

Introduced by: Senator Hanabusa, by request.

No. 1235 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senator Hanabusa, by request.

No. 1236 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Kokubun, by request.

No. 1237 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Fukunaga.

No. 1238 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Fukunaga.

No. 1239 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Fukunaga.

No. 1240 "A BILL FOR AN ACT RELATING TO TOLL ROADS."

Introduced by: Senator Fukunaga.

No. 1241 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE ELEVENTH SENATORIAL DISTRICT."

Introduced by: Senator Fukunaga.

No. 1242 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION OF HONOLULU MARINE, INC., DBA KEWALO SHIPYARD."

- Introduced by: Senator Hooser, by request.
- No. 1243 "A BILL FOR AN ACT RELATING TO STATE PARKS."
Introduced by: Senator Hooser.
- No. 1244 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
Introduced by: Senators Menor, Chun Oakland, Sakamoto, Fukunaga, Nishihara, English, Hemmings, Tokuda, Hee, Gabbard, Espero, Slom.
- No. 1245 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
Introduced by: Senators Menor, Chun Oakland, Fukunaga, Nishihara, English, Espero, Slom, Hee, Gabbard, Hemmings.
- No. 1246 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MILILANI MIDDLE SCHOOL."
Introduced by: Senator Menor.
- No. 1247 "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL."
Introduced by: Senators Menor, Gabbard, Chun Oakland, Kim.
- No. 1248 "A BILL FOR AN ACT RELATING TO ELECTRICAL LICENSING."
Introduced by: Senator Taniguchi.
- No. 1249 "A BILL FOR AN ACT RELATING TO LIQUOR."
Introduced by: Senator Taniguchi.
- No. 1250 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Senator Taniguchi.
- No. 1251 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
Introduced by: Senator Taniguchi, by request.
- No. 1252 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."
Introduced by: Senator Taniguchi, by request.
- No. 1253 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS."
Introduced by: Senators Inouye, Tsutsui, Hooser, English, Nishihara.
- No. 1254 "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD."
Introduced by: Senators Inouye, Tokuda, Hooser, Trimble, English, Nishihara, Hee.
- No. 1255 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Senators Inouye, Tokuda, Hooser, Chun Oakland, Trimble, English, Nishihara, Hee, Fukunaga, Gabbard.
- No. 1256 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A STUDENT SERVICES BUILDING AT THE UNIVERSITY OF HAWAII AT HILO."
Introduced by: Senators Inouye, Tokuda, Hooser, Chun Oakland, Trimble, Nishihara, Hee, English.
- No. 1257 "A BILL FOR AN ACT RELATING TO DISCRIMINATION COMPLAINTS."
Introduced by: Senator Tokuda.
- No. 1258 "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE."
Introduced by: Senators Hee, Fukunaga.
- No. 1259 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Senators Hee, Nishihara.
- No. 1260 "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL."
Introduced by: Senators Hee, Fukunaga, Nishihara.
- No. 1261 "A BILL FOR AN ACT RELATING TO STEM CELL RESEARCH."
Introduced by: Senators Hee, Fukunaga, Nishihara.
- No. 1262 "A BILL FOR AN ACT RELATING TO GOVERNMENT LIABILITY."
Introduced by: Senators Hee, Nishihara.
- No. 1263 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."
Introduced by: Senators Kim, Sakamoto, Ige.
- No. 1264 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."
Introduced by: Senators Kim, Ihara, Fukunaga, Ige, Espero, Gabbard, Chun Oakland, Tsutsui.
- No. 1265 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.
- No. 1266 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.

No. 1267 "A BILL FOR AN ACT RELATING TO MATHEMATICS EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser, Tokuda, Kim, Fukunaga, Espero, Ihara, English, Taniguchi, Hee.

No. 1268 "A BILL FOR AN ACT RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT."

Introduced by: Senator Sakamoto.

No. 1269 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Sakamoto.

No. 1270 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Kokubun.

No. 1271 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS."

Introduced by: Senators Trimble, Nishihara, Ihara, Sakamoto, Menor, Hemmings, Tokuda, Slom.

No. 1272 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Trimble, Nishihara, Ihara, Hemmings, Chun Oakland, Sakamoto, Gabbard, Menor, Slom.

No. 1273 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS."

Introduced by: Senators Trimble, Nishihara, Ihara, Hemmings, Chun Oakland, Gabbard, Menor, Tokuda, Slom.

No. 1274 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR EMERGENCY FOOD SUPPLIES."

Introduced by: Senators Trimble, Hooser, Chun Oakland, Hemmings, Espero.

No. 1275 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR PURCHASES OF ELECTRIC VEHICLES ON LANAI."

Introduced by: Senators Trimble, Hooser, Chun Oakland, Hemmings, English, Espero.

No. 1276 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Senators Tsutsui, English, Baker, Hooser, Kokubun.

No. 1277 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Tsutsui, Kim, Fukunaga.

No. 1278 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Tsutsui, Sakamoto, Kim, Fukunaga, Ihara.

No. 1279 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Tsutsui, Sakamoto, Kim, Ihara.

No. 1280 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Tsutsui, Sakamoto, Kim, Ihara.

No. 1281 "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."

Introduced by: Senator Baker.

No. 1282 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Baker, Tsutsui, English, Fukunaga, Ige, Menor.

No. 1283 "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND."

Introduced by: Senators Baker, Tsutsui, Sakamoto, Fukunaga, Ige, Menor.

No. 1284 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Baker, by request.

No. 1285 "A BILL FOR AN ACT RELATING TO TAX."

Introduced by: Senator Baker.

No. 1286 "A BILL FOR AN ACT RELATING TO WIRELESS TELEPHONE SERVICE."

Introduced by: Senators English, Tsutsui, Inouye, Chun Oakland, Baker, Espero.

No. 1287 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators English, Tsutsui, Hemmings, Chun Oakland, Baker, Espero.

No. 1288 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN FOR AND TO HOST THE INTERNATIONAL INDIGENOUS HEALTH CONFERENCE, 'HEALING OUR SPIRIT WORLDWIDE' IN HAWAII."

Introduced by: Senators English, Hooser, Chun Oakland, Kim.

No. 1289 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Senators English, by request, Espero, Tsutsui, Nishihara.

No. 1290 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators English, by request, Nishihara.

No. 1291 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

Introduced by: Senators Hemmings, Slom, Gabbard, Whalen, Ige, Ihara.

No. 1292 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

Introduced by: Senators Hemmings, Slom, Gabbard, Whalen, Trimble, Ige, Ihara.

No. 1293 "A BILL FOR AN ACT RELATING TO INCOME TAX REFUND"

Introduced by: Senators Hemmings, Whalen, Trimble, Gabbard, Ige, Chun Oakland, Slom.

No. 1294 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Hemmings, Whalen, Gabbard, Trimble, English, Ige, Chun Oakland, Slom.

No. 1295 "A BILL FOR AN ACT RELATING TO VISITOR ACCOMMODATIONS."

Introduced by: Senators Hemmings, Trimble, Ihara.

No. 1296 "A BILL FOR AN ACT RELATING TO POSSESSION OF MARIJUANA."

Introduced by: Senators Hooser, Ihara.

No. 1297 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hooser.

No. 1298 "A BILL FOR AN ACT RELATING TO THE STATE ETHICS CODE."

Introduced by: Senators Ihara, Ige, Nishihara, Inouye.

No. 1299 "A BILL FOR AN ACT RELATING TO CONSERVATION LAND."

Introduced by: Senators Ihara, Hooser, English, Inouye.

No. 1300 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senators Ihara, Hooser.

No. 1301 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senator Ihara, by request.

No. 1302 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."

Introduced by: Senator Ihara.

No. 1303 "A BILL FOR AN ACT RELATING TO INCENTIVES FOR IMPORTANT AGRICULTURAL LANDS."

Introduced by: Senator Hanabusa, by request.

No. 1304 "A BILL FOR AN ACT RELATING TO ANIMAL DISEASES."

Introduced by: Senator Hanabusa, by request.

No. 1305 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS."

Introduced by: Senator Hanabusa, by request.

No. 1306 "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING."

Introduced by: Senator Hanabusa, by request.

No. 1307 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hanabusa, by request.

No. 1308 "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES."

Introduced by: Senator Hanabusa, by request.

No. 1309 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."

Introduced by: Senator Hanabusa, by request.

No. 1310 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE."

Introduced by: Senator Hanabusa, by request.

No. 1311 "A BILL FOR AN ACT RELATING TO SALARY PAYMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1312 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE."

Introduced by: Senator Hanabusa, by request.

No. 1313 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT."

Introduced by: Senator Hanabusa, by request.

No. 1314 "A BILL FOR AN ACT RELATING TO THE OBLIGATION OF FUNDS."

Introduced by: Senator Hanabusa, by request.

No. 1315 "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE."

Introduced by: Senator Hanabusa, by request.

No. 1316 "A BILL FOR AN ACT RELATING TO SALARIES."

Introduced by: Senator Hanabusa, by request.

No. 1317 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

- Introduced by: Senator Hanabusa, by request.
- No. 1318 "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY."
Introduced by: Senator Hanabusa, by request.
- No. 1319 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
Introduced by: Senator Hanabusa, by request.
- No. 1320 "A BILL FOR AN ACT RELATING TO TESTIMONY."
Introduced by: Senator Hanabusa, by request.
- No. 1321 "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION."
Introduced by: Senator Hanabusa, by request.
- No. 1322 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII."
Introduced by: Senator Hanabusa, by request.
- No. 1323 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII REGARDING CHALLENGES TO CONSTITUTIONAL AMENDMENTS."
Introduced by: Senator Hanabusa, by request.
- No. 1324 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES."
Introduced by: Senator Hanabusa, by request.
- No. 1325 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."
Introduced by: Senator Hanabusa, by request.
- No. 1326 "A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS."
Introduced by: Senator Hanabusa, by request.
- No. 1327 "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING."
Introduced by: Senator Hanabusa, by request.
- No. 1328 "A BILL FOR AN ACT RELATING TO CHAPTER 803."
Introduced by: Senator Hanabusa, by request.
- No. 1329 "A BILL FOR AN ACT RELATING TO THE REVIEW OF HOSPITAL ACQUISITIONS BY THE ATTORNEY GENERAL."
Introduced by: Senator Hanabusa, by request.
- No. 1330 "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY."
Introduced by: Senator Hanabusa, by request.
- No. 1331 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
Introduced by: Senator Hanabusa, by request.
- No. 1332 "A BILL FOR AN ACT RELATING TO METAL."
Introduced by: Senator Hanabusa, by request.
- No. 1333 "A BILL FOR AN ACT RELATING TO CHAPTER 844D, HAWAII REVISED STATUTES."
Introduced by: Senator Hanabusa, by request.
- No. 1334 "A BILL FOR AN ACT RELATING TO NAME CHANGES."
Introduced by: Senator Hanabusa, by request.
- No. 1335 "A BILL FOR AN ACT RELATING TO APPEALS."
Introduced by: Senator Hanabusa, by request.
- No. 1336 "A BILL FOR AN ACT RELATING TO ACTIONS BY AND AGAINST THE STATE."
Introduced by: Senator Hanabusa, by request.
- No. 1337 "A BILL FOR AN ACT RELATING TO CONTEMPT OF COURT."
Introduced by: Senator Hanabusa, by request.
- No. 1338 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
Introduced by: Senator Hanabusa, by request.
- No. 1339 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
Introduced by: Senator Hanabusa, by request.
- No. 1340 "A BILL FOR AN ACT RELATING TO CHAPTER 291E, HAWAII REVISED STATUTES."
Introduced by: Senator Hanabusa, by request.
- No. 1341 "A BILL FOR AN ACT MAKING APPROPRIATIONS RELATING TO NATURAL DISASTERS."
Introduced by: Senator Hanabusa, by request.
- No. 1342 "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT."
Introduced by: Senator Hanabusa, by request.
- No. 1343 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
Introduced by: Senator Hanabusa, by request.

No. 1344 "A BILL FOR AN ACT RELATING TO ACTIONS FOR FALSE CLAIMS TO THE STATE."

Introduced by: Senator Hanabusa, by request.

No. 1345 "A BILL FOR AN ACT RELATING TO PROMOTING INTOXICATING LIQUOR TO A MINOR."

Introduced by: Senator Hanabusa, by request.

No. 1346 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Senator Hanabusa, by request.

No. 1347 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Hanabusa, by request.

No. 1348 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AFFORDABLE HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1349 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1350 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1351 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

Introduced by: Senator Hanabusa, by request.

No. 1352 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1353 "A BILL FOR AN ACT RELATING TO ENERGY SECURITY AND ENERGY EMERGENCY PREPAREDNESS."

Introduced by: Senator Hanabusa, by request.

No. 1354 "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION."

Introduced by: Senator Hanabusa, by request.

No. 1355 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hanabusa, by request.

No. 1356 "A BILL FOR AN ACT RELATING TO STATE PLANNING."

Introduced by: Senator Hanabusa, by request.

No. 1357 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senator Hanabusa, by request.

No. 1358 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senator Hanabusa, by request.

No. 1359 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."

Introduced by: Senator Hanabusa, by request.

No. 1360 "A BILL FOR AN ACT RELATING TO COMMUNITY ECONOMIC DEVELOPMENT."

Introduced by: Senator Hanabusa, by request.

No. 1361 "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION."

Introduced by: Senator Hanabusa, by request.

No. 1362 "A BILL FOR AN ACT RELATING KALAELOA."

Introduced by: Senator Hanabusa, by request.

No. 1363 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senator Hanabusa, by request.

No. 1364 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP."

Introduced by: Senator Hanabusa, by request.

No. 1365 "A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY."

Introduced by: Senator Hanabusa, by request.

No. 1366 "A BILL FOR AN ACT RELATING TO INNOVATION IN WORKFORCE DEVELOPMENT."

Introduced by: Senator Hanabusa, by request.

No. 1367 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1368 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hanabusa, by request.

No. 1369 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Hanabusa, by request.

No. 1370 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Hanabusa, by request.

No. 1371 "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM PROCUREMENT."

Introduced by: Senator Hanabusa, by request.

No. 1372 "A BILL FOR AN ACT RELATING TO MANAGEMENT OF FINANCING AGREEMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1373 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."

Introduced by: Senator Hanabusa, by request.

No. 1374 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII SECTION 529 COLLEGE SAVINGS PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1375 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senator Hanabusa, by request.

No. 1376 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senator Hanabusa, by request.

No. 1377 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hanabusa, by request.

No. 1378 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hanabusa, by request.

No. 1379 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."

Introduced by: Senator Hanabusa, by request.

No. 1380 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senator Hanabusa, by request.

No. 1381 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1382 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1383 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1384 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1385 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1386 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1387 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1388 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1389 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1390 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1391 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Senator Hanabusa, by request.

No. 1392 "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS."

Introduced by: Senator Hanabusa, by request.

No. 1393 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."

Introduced by: Senator Hanabusa, by request.

No. 1394 "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSUMER ADVOCACY."

Introduced by: Senator Hanabusa, by request.

No. 1395 "A BILL FOR AN ACT RELATING TO FORMATION OF A RENEWABLE ENERGY FACILITIES SITING COUNCIL."

Introduced by: Senator Hanabusa, by request.

No. 1396 "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR ENERGY STAR RATED APPLIANCES."

Introduced by: Senator Hanabusa, by request.

No. 1397 "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS."

Introduced by: Senator Hanabusa, by request.

No. 1398 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."

Introduced by: Senator Hanabusa, by request.

No. 1399 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1400 "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE."

Introduced by: Senator Hanabusa, by request.

No. 1401 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS."

Introduced by: Senator Hanabusa, by request.

No. 1402 "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND."

Introduced by: Senator Hanabusa, by request.

No. 1403 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1404 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

Introduced by: Senator Hanabusa, by request.

No. 1405 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1406 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1407 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG PLANS."

Introduced by: Senator Hanabusa, by request.

No. 1408 "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING."

Introduced by: Senator Hanabusa, by request.

No. 1409 "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1410 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1411 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Hanabusa, by request.

No. 1412 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Hanabusa, by request.

No. 1413 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Hanabusa, by request.

No. 1414 "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS."

Introduced by: Senator Hanabusa, by request.

No. 1415 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1416 "A BILL FOR AN ACT RELATING TO TAXATION OF INSURANCE PREMIUMS."

Introduced by: Senator Hanabusa, by request.

No. 1417 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Hanabusa, by request.

No. 1418 "A BILL FOR AN ACT RELATING TO THE PREVENTION OF MORTGAGE RESCUE FRAUD."

Introduced by: Senator Hanabusa, by request.

No. 1419 "A BILL FOR AN ACT RELATING TO GASOLINE PRICE GOUGING."

Introduced by: Senator Hanabusa, by request.

No. 1420 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES."

Introduced by: Senator Hanabusa, by request.

No. 1421 "A BILL FOR AN ACT RELATING TO CHAPTER 460, HAWAII REVISED STATUTES, OSTEOPATHY."

Introduced by: Senator Hanabusa, by request.

No. 1422 "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS."

Introduced by: Senator Hanabusa, by request.

No. 1423 "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY."

Introduced by: Senator Hanabusa, by request.

No. 1424 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY."

Introduced by: Senator Hanabusa, by request.

No. 1425 "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER."

Introduced by: Senator Hanabusa, by request.

No. 1426 "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1427 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY."

Introduced by: Senator Hanabusa, by request.

No. 1428 "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES."

Introduced by: Senator Hanabusa, by request.

No. 1429 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Hanabusa, by request.

No. 1430 "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE FOR ENLISTED PERSONNEL."

Introduced by: Senator Hanabusa, by request.

No. 1431 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS."

Introduced by: Senator Hanabusa, by request.

No. 1432 "A BILL FOR AN ACT RELATING TO PUBLIC CHARTER SCHOOLS."

Introduced by: Senator Hanabusa, by request.

No. 1433 "A BILL FOR AN ACT RELATING TO TEACHING."

Introduced by: Senator Hanabusa, by request.

No. 1434 "A BILL FOR AN ACT RELATING TO STUDENT BEHAVIOR."

Introduced by: Senator Hanabusa, by request.

No. 1435 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FOR THE MALULANI HEALTH AND MEDICAL CENTER, L.L.C., PROJECT FROM THE CERTIFICATE OF NEED REQUIREMENT OF CHAPTER 323D, HAWAII REVISED STATUTES."

Introduced by: Senator Hanabusa, by request.

No. 1436 "A BILL FOR AN ACT RELATING TO ACCESS TO HEALTH CARE."

Introduced by: Senator Hanabusa, by request.

No. 1437 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Senator Hanabusa, by request.

No. 1438 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD."

Introduced by: Senator Hanabusa, by request.

No. 1439 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Hanabusa, by request.

No. 1440 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Hanabusa, by request.

No. 1441 "A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES."

Introduced by: Senator Hanabusa, by request.

No. 1442 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH."

Introduced by: Senator Hanabusa, by request.

No. 1443 "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES."

Introduced by: Senator Hanabusa, by request.

No. 1444 "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY."

Introduced by: Senator Hanabusa, by request.

No. 1445 "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1446 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senator Hanabusa, by request.

No. 1447 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1448 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY."

Introduced by: Senator Hanabusa, by request.

No. 1449 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS IN THE SECOND DEGREE."

Introduced by: Senator Hanabusa, by request.

No. 1450 "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1451 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLANS."

Introduced by: Senator Hanabusa, by request.

No. 1452 "A BILL FOR AN ACT RELATING TO SEPARATION INCENTIVES."

Introduced by: Senator Hanabusa, by request.

No. 1453 "A BILL FOR AN ACT RELATING TO SALARIES."

Introduced by: Senator Hanabusa, by request.

No. 1454 "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND."

Introduced by: Senator Hanabusa, by request.

No. 1455 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS OF PERSONS PROVIDING SERVICES TO CONSUMERS OF THE ADULT MENTAL HEALTH DIVISION OF THE DEPARTMENT OF HEALTH."

Introduced by: Senator Hanabusa, by request.

No. 1456 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION."

Introduced by: Senator Hanabusa, by request.

No. 1457 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH."

Introduced by: Senator Hanabusa, by request.

No. 1458 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH."

Introduced by: Senator Hanabusa, by request.

No. 1459 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES."

Introduced by: Senator Hanabusa, by request.

No. 1460 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Senator Hanabusa, by request.

No. 1461 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senator Hanabusa, by request.

No. 1462 "A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL."

Introduced by: Senator Hanabusa, by request.

No. 1463 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Hanabusa, by request.

No. 1464 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH."

Introduced by: Senator Hanabusa, by request.

No. 1465 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senator Hanabusa, by request.

No. 1466 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION STRESS CLAIMS."

Introduced by: Senator Hanabusa, by request.

No. 1467 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL CARE."

Introduced by: Senator Hanabusa, by request.

No. 1468 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION ALTERNATIVE DISPUTE RESOLUTION."

Introduced by: Senator Hanabusa, by request.

No. 1469 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Hanabusa, by request.

No. 1470 "A BILL FOR AN ACT RELATING TO TIP CREDIT."

Introduced by: Senator Hanabusa, by request.

No. 1471 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senator Hanabusa, by request.

No. 1472 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL TREATMENT."

Introduced by: Senator Hanabusa, by request.

No. 1473 "A BILL FOR AN ACT RELATING TO DERELICT VESSELS."

Introduced by: Senator Hanabusa, by request.

No. 1474 "A BILL FOR AN ACT RELATING TO THE HAWAII OCEAN AND COASTAL COUNCIL."

Introduced by: Senator Hanabusa, by request.

No. 1475 "A BILL FOR AN ACT RELATING TO TIME SHARES IN LAND COURT."

Introduced by: Senator Hanabusa, by request.

No. 1476 "A BILL FOR AN ACT RELATING TO ACQUISITIONS UNDER CHAPTER 173A."

Introduced by: Senator Hanabusa, by request.

No. 1477 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senator Hanabusa, by request.

No. 1478 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senator Hanabusa, by request.

No. 1479 "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)."

Introduced by: Senator Hanabusa, by request.

No. 1480 "A BILL FOR AN ACT RELATING TO GOVERNMENT BOARDS."

Introduced by: Senator Hanabusa, by request.

No. 1481 "A BILL FOR AN ACT RELATING TO INTERVENTION FOR SUBSTANCE ABUSE."

Introduced by: Senator Hanabusa, by request.

No. 1482 "A BILL FOR AN ACT RELATING TO INTEREST ARBITRATION."

Introduced by: Senator Hanabusa, by request.

No. 1483 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1484 "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS."

Introduced by: Senator Hanabusa, by request.

No. 1485 "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS."

Introduced by: Senator Hanabusa, by request.

No. 1486 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."

Introduced by: Senator Hanabusa, by request.

No. 1487 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Hanabusa, by request.

No. 1488 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."

Introduced by: Senator Hanabusa, by request.

No. 1489 "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY."

Introduced by: Senator Hanabusa, by request.

No. 1490 "A BILL FOR AN ACT RELATING TO PRISON LITIGATION."

Introduced by: Senator Hanabusa, by request.

No. 1491 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Hanabusa, by request.

No. 1492 "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR."

Introduced by: Senator Hanabusa, by request.

No. 1493 "A BILL FOR AN ACT RELATING TO INCREASING THE STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAXATION."

Introduced by: Senator Hanabusa, by request.

No. 1494 "A BILL FOR AN ACT RELATING TO INFLATION ADJUSTMENTS TO CHAPTER 235, HAWAII REVISED STATUTES."

Introduced by: Senator Hanabusa, by request.

No. 1495 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hanabusa, by request.

No. 1496 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FROM THE GENERAL EXCISE TAX."

Introduced by: Senator Hanabusa, by request.

No. 1497 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Hanabusa, by request.

No. 1498 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION'S BENEFITS-FUNDED REVENUE-GENERATING COMPUTER INITIATIVES."

Introduced by: Senator Hanabusa, by request.

No. 1499 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."

Introduced by: Senator Hanabusa, by request.

No. 1500 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS."

Introduced by: Senator Hanabusa, by request.

No. 1501 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS TAX CREDITS."

Introduced by: Senator Hanabusa, by request.

No. 1502 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTION ON THE SALE OF ALTERNATIVE FUEL."

Introduced by: Senator Hanabusa, by request.

No. 1503 "A BILL FOR AN ACT RELATING TO THE CLARIFICATION OF THE DIVIDENDS RECEIVED DEDUCTION WITH RESPECT TO DIVIDENDS RECEIVED BY REAL ESTATE INVESTMENT TRUSTS."

Introduced by: Senator Hanabusa, by request.

No. 1504 "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS."

Introduced by: Senator Hanabusa, by request.

No. 1505 "A BILL FOR AN ACT RELATING TO ARTICLE VII, SECTION 6, OF THE CONSTITUTION OF THE STATE OF HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1506 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."

Introduced by: Senator Hanabusa, by request.

No. 1507 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."

Introduced by: Senator Hanabusa, by request.

No. 1508 "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY."

Introduced by: Senator Hanabusa, by request.

No. 1509 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES."

Introduced by: Senator Hanabusa, by request.

No. 1510 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senator Hanabusa, by request.

No. 1511 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senator Hanabusa, by request.

No. 1512 "A BILL FOR AN ACT RELATING TO DEFERRED PLEAS."

Introduced by: Senator Hanabusa, by request.

No. 1513 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Hanabusa, by request.

No. 1514 "A BILL FOR AN ACT RELATING TO TRANSFERS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND."

Introduced by: Senator Hanabusa, by request.

No. 1515 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."

Introduced by: Senator Hanabusa, by request.

No. 1516 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1517 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1518 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Hanabusa, by request.

No. 1519 "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS."

Introduced by: Senator Hanabusa, by request.

No. 1520 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Senator Hanabusa, by request.

No. 1521 "A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS."

Introduced by: Senator Hanabusa, by request.

No. 1522 "A BILL FOR AN ACT RELATING TO TRAFFIC ABSTRACTS."

Introduced by: Senator Hanabusa, by request.

No. 1523 "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1524 "A BILL FOR AN ACT RELATING TO COURT FEES."

Introduced by: Senator Hanabusa, by request.

No. 1525 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Hanabusa, by request.

No. 1526 "A BILL FOR AN ACT RELATING TO JUDICIARY."

Introduced by: Senator Hanabusa, by request.

No. 1527 "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS."

Introduced by: Senator Hanabusa, by request.

No. 1528 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1529 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1530 "A BILL FOR AN ACT RELATING TO DAMS AND RESERVOIRS."

Introduced by: Senator Hanabusa, by request.

No. 1531 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senator Hanabusa, by request.

No. 1532 "A BILL FOR AN ACT RELATING TO KULEANA LANDS."

Introduced by: Senator Hanabusa, by request.

No. 1533 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

Introduced by: Senator Hanabusa, by request.

No. 1534 "A BILL FOR AN ACT RELATING TO TEACHING THE HAWAIIAN LANGUAGE IN THE PUBLIC SCHOOLS."

Introduced by: Senator Hanabusa, by request.

No. 1535 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS IN THE UNIVERSITY OF HAWAII SYSTEM."

Introduced by: Senator Hanabusa, by request.

No. 1536 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1537 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1538 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1539 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senator Hanabusa, by request.

No. 1540 "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES."

Introduced by: Senator Hanabusa, by request.

No. 1541 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT."

Introduced by: Senator Hanabusa, by request.

No. 1542 "A BILL FOR AN ACT RELATING TO CEDED LANDS."

Introduced by: Senator Hanabusa, by request.

No. 1543 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

Introduced by: Senator Hanabusa, by request.

No. 1544 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1545 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1546 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.

No. 1547 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1548 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senator Hanabusa, by request.

No. 1549 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senator Hanabusa, by request.

No. 1550 "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE."

Introduced by: Senator Hanabusa, by request.

No. 1551 "A BILL FOR AN ACT RELATING TO ELECTION DAY POLL WATCHERS."

Introduced by: Senator Hanabusa, by request.

No. 1552 "A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION."

Introduced by: Senator Hanabusa, by request.

No. 1553 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1554 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1555 "A BILL FOR AN ACT RELATING TO PERMANENT ABSENTEE STATUS."

Introduced by: Senator Hanabusa, by request.

No. 1556 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTEREST."

- Introduced by: Senator Hanabusa, by request.
- No. 1557 "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS."
- Introduced by: Senator Hanabusa, by request.
- No. 1558 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."
- Introduced by: Senator Hanabusa, by request.
- No. 1559 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."
- Introduced by: Senator Hanabusa, by request.
- No. 1560 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."
- Introduced by: Senator Hanabusa, by request.
- No. 1561 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1."
- Introduced by: Senator Hanabusa, by request.
- No. 1562 "A BILL FOR AN ACT RELATING TO REHIRING OF GOVERNMENT RETIREES."
- Introduced by: Senator Hanabusa, by request.
- No. 1563 "A BILL FOR AN ACT RELATING TO CHAPTER 803, HAWAII REVISED STATUTES."
- Introduced by: Senator Hanabusa, by request.
- No. 1564 "A BILL FOR AN ACT RELATING TO DRUGS."
- Introduced by: Senator Hanabusa, by request.
- No. 1565 "A BILL FOR AN ACT RELATING TO CHAPTER 853, HAWAII REVISED STATUTES."
- Introduced by: Senator Hanabusa, by request.
- No. 1566 "A BILL FOR AN ACT RELATING TO SENTENCING."
- Introduced by: Senator Hanabusa, by request.
- No. 1567 "A BILL FOR AN ACT RELATING TO SENTENCING."
- Introduced by: Senator Hanabusa, by request.
- No. 1568 "A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES."
- Introduced by: Senator Hanabusa, by request.
- No. 1569 "A BILL FOR AN ACT RELATING TO CHAPTER 291, HAWAII REVISED STATUTES."
- Introduced by: Senator Hanabusa, by request.
- No. 1570 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."
- Introduced by: Senator Hanabusa, by request.
- No. 1571 "A BILL FOR AN ACT RELATING TO THEFT."
- Introduced by: Senator Hanabusa, by request.
- No. 1572 "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS."
- Introduced by: Senator Hanabusa, by request.
- No. 1573 "A BILL FOR AN ACT RELATING TO ARSON."
- Introduced by: Senator Hanabusa, by request.
- No. 1574 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."
- Introduced by: Senator Hanabusa, by request.
- No. 1575 "A BILL FOR AN ACT RELATING TO OFFENSE AGAINST THE PUBLIC ADMINISTRATION."
- Introduced by: Senator Hanabusa, by request.
- No. 1576 "A BILL FOR AN ACT RELATING TO ALLOWANCE ON SERVICE RETIREMENT."
- Introduced by: Senator Hanabusa, by request.
- No. 1577 "A BILL FOR AN ACT RELATING TO VEHICLE SAFETY INSPECTION."
- Introduced by: Senator Hanabusa, by request.
- No. 1578 "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES."
- Introduced by: Senator Hanabusa, by request.
- No. 1579 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- Introduced by: Senator Hanabusa, by request.
- No. 1580 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS."
- Introduced by: Senator Hanabusa, by request.
- No. 1581 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENT."
- Introduced by: Senator Hanabusa, by request.
- No. 1582 "A BILL FOR AN ACT RELATING TO COUNTIES."
- Introduced by: Senator Hanabusa, by request.
- No. 1583 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOMELESS SHELTER PROGRAMS."
- Introduced by: Senator Hanabusa, by request.

No. 1584 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Hanabusa, by request.

No. 1585 "A BILL FOR AN ACT RELATING TO HISTORIC SITES."

Introduced by: Senator Hanabusa, by request.

No. 1586 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WEST HAWAII PERMANENT HOUSING PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1587 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Hanabusa, by request.

No. 1588 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Hanabusa, by request.

No. 1589 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Hanabusa, by request.

No. 1590 "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO TORT ACTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1591 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1592 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Hanabusa, by request.

No. 1593 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY ANTI-DRUG FUND."

Introduced by: Senator Hanabusa, by request.

No. 1594 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Hanabusa, by request.

No. 1595 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII FOR COQUI FROG ERADICATION AND CONTROL."

Introduced by: Senator Hanabusa, by request.

No. 1596 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NORTH KONA WATER SOURCE DEVELOPMENT AND STORAGE IMPROVEMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1597 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PUNA DISTRICT POLICE STATION IN KEA'AU, HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1598 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR THE PUNA RECREATIONAL COMPLEX IN PĀHOA, HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1599 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF ANE KEOHOKALOLE ROAD IN KONA, HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1600 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR POULI ROAD CONNECTOR IMPROVEMENTS, BALL FIELD AND RECREATIONAL FACILITY LIGHT SYSTEM RETROFITTING, AND ERADICATION OF THE COQUI FROG."

Introduced by: Senator Hanabusa, by request.

No. 1601 "A BILL FOR AN ACT RELATING TO TIME SHARE ZONING."

Introduced by: Senator Hanabusa, by request.

No. 1602 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Hanabusa, by request.

No. 1603 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senator Hanabusa, by request.

No. 1604 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

Introduced by: Senator Hanabusa, by request.

No. 1605 "A BILL FOR AN ACT RELATING TO BRIBERY."

Introduced by: Senators Hanabusa, by request, Slom.

No. 1606 "A BILL FOR AN ACT RELATING TO A CONSTITUTIONAL CONVENTION."

Introduced by: Senator Hanabusa, by request.

No. 1607 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."

Introduced by: Senator Hanabusa.

No. 1608 "A BILL FOR AN ACT RELATING TO PERMANENT STAFFING."

Introduced by: Senator Hanabusa, by request.

No. 1609 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Senator Hanabusa, by request.

No. 1610 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Hanabusa, by request.

No. 1611 "A BILL FOR AN ACT RELATING TO THE JUDICIARY AND FAMILY COURT."

Introduced by: Senator Hanabusa, by request.

No. 1612 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."

Introduced by: Senator Hanabusa, by request.

No. 1613 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Senator Hanabusa, by request.

No. 1614 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hanabusa, by request.

No. 1615 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SWIMMING POOLS."

Introduced by: Senator Hanabusa, by request.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 9:00 o'clock a.m., Wednesday, January 24, 2007.

FIFTH DAY

Wednesday, January 24, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 9:12 o'clock a.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 Fukunaga, Kim and Menor who were excused.

The President announced that she had read and approved the Journal of the Fourth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 214 to 235) were read by the Clerk and were placed on file:

Gov. Msg. No. 214, dated January 12, 2007, transmitting the Environmental Report Card 2006, prepared by the Environmental Council pursuant to Chapter 341, HRS.

Gov. Msg. No. 215, dated January 12, 2007, transmitting a Report on Early Childhood Education, prepared by the Department of Education pursuant to Act 259, SLH 2006.

Gov. Msg. No. 216, dated January 12, 2007, transmitting a Report on the Mandatory Expulsion Policy for Possession of a Firearm for School Year 2005-06, prepared by the Department of Education pursuant to Act 148, Section 2, SLH 1995; Section 302A-1134, HRS; and Chapter 19, HAR.

Gov. Msg. No. 217, dated January 11, 2007, transmitting the Department of Labor and Industrial Relations' Language Access Law Report for Calendar Year Ending December 31, 2006, pursuant to Act 290, SLH 2006.

Gov. Msg. No. 218, dated January 12, 2007, transmitting a Report on the Pesticides Disposal Assistance Program, prepared by the Department of Agriculture pursuant to S.C.R. No. 159 (2006).

Gov. Msg. No. 219, dated January 15, 2007, transmitting the Annual Report on the Congresswoman Patsy T. Milk Commission for the Period July 1, 2006 through December 15, 2006, prepared by the Office of the Governor and the Department of Accounting and General Services, pursuant to Act 92, SLH 2006.

Gov. Msg. No. 220, dated January 16, 2007, transmitting a Report on the Emergency Relief Expenditures for Natural Disasters Occurring in February and March 2006 and Status of Dam Safety Inspections and Assessments, prepared by the Department of Land and Natural Resources pursuant to Act 118, Sections 24 and 25, SLH 2006.

Gov. Msg. No. 221, dated January 19, 2007, transmitting the Annual Report on Planned Energy Projects Requiring General Obligation Bond Funding in the Fiscal Biennium 2007-2009, prepared by the Department of Accounting and General Services pursuant to Act 96, Section 11, SLH 2006.

Gov. Msg. No. 222, dated January 23, 2007, transmitting a Report on Emergency Appropriations for the Damage and Destruction Caused by Heavy Rains and Flooding in February and March 2006, prepared by the Department of Transportation pursuant to Act 118, Section 24, SLH 2006.

Gov. Msg. No. 223, dated January 12, 2007, transmitting the 2006 Annual Report of the Department of Business, Economic Development and Tourism, pursuant to Section 201-10, HRS.

Gov. Msg. No. 224, dated January 12, 2007, transmitting a Report on the Required Outcomes of the Federally Mandated Child and Family Services Review, Program Improvement Plan (PIP), prepared by the Department of Human Services, Social Services Division, pursuant to Act 160, Sections 4. (39) and 38.1, SLH 2006.

Gov. Msg. No. 225, dated January 12, 2007, transmitting the Annual Report on the Library Fines and Lost Books Special Fund for Fiscal Year Ending June 30, 2006, prepared by the Department of Education, Hawaii State Public Library System, pursuant to Act 129, SLH 1989, and Act 327, SLH 1993, as amended by Act 45, SLH 1999.

Gov. Msg. No. 226, dated December 11, 2006, transmitting a Report on Non-General Fund Information for 2005-2006 on the Special Unemployment Insurance Administration Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-127, HRS.

Gov. Msg. No. 227, dated December 14, 2006, transmitting the Public Utilities Commission's 2005 Annual Report on Special Purpose Revenue Bonds Authorized Under Act 262, SLH 1998.

Gov. Msg. No. 228, dated January 16, 2007, transmitting a report prepared by the Department of Transportation pursuant to S.C.R. No. 47 (2006) and H.C.R. No. 53 (2006), requesting the Department of Transportation and the County Fire Chiefs to collaborate and cooperate to reach a mutually agreeable solution over fire inspection responsibilities at the Honolulu International Airport and other state airports.

Gov. Msg. No. 229, dated January 16, 2007, transmitting the Report of the Task Force on Motorcycle Education, prepared by the Department of Transportation, pursuant to S.C.R. No. 48 (2006).

Gov. Msg. No. 230, dated January 19, 2007, transmitting the Multi-Year Program and Financial Plan and Executive Budget for the Period 2007-2013 (Budget Period 2007-09), prepared by the Department of Budget and Finance pursuant to Sections 37-69 and 37-71, HRS.

Gov. Msg. No. 231, dated January 12, 2007, transmitting the 2006 Annual Report of the Natural Energy Laboratory of Hawaii Authority, pursuant to Chapter 227D, HRS.

Gov. Msg. No. 232, dated January 10, 2007, transmitting the Governor's reporting requirements of Act 160, SLH 2006, the Supplemental Appropriations Act of 2006.

Gov. Msg. No. 233, dated January 12, 2007, transmitting the High Technology Development Corporation's 2006 Annual Report, pursuant to Section 206M-3.5, HRS.

Gov. Msg. No. 234, dated January 22, 2007, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for December 2006, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 235, dated January 23, 2007, transmitting a Report on Hawaii's Bioscience Industry and Workforce, prepared by the Department of Business, Economic Development and Tourism, High Technology Development Corporation, pursuant to H.C.R. No. 218 (2006).

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 2 to 29) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 2 "SENATE CONCURRENT RESOLUTION EXPRESSING CONCERN OVER HUMAN RIGHTS ABUSE AND PERSECUTION AGAINST MEMBERS AND SUPPORTERS OF THE FALUN GONG IN CHINA."

Offered by: Senator Chun Oakland.

No. 3 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE EFFECTIVENESS OF VAPOR HEAT TREATMENT FOR NEUTRALIZING FRUIT FLIES ON FRUITS AND VEGETABLES FOR INTERSTATE RETAIL DISTRIBUTION."

Offered by: Senators Chun Oakland, Kokubun.

No. 4 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ADD A MANDATORY ONE SEMESTER COURSE IN ECONOMIC AND FINANCIAL MANAGEMENT LITERACY TO THE EXISTING PUBLIC HIGH SCHOOL CURRICULUM."

Offered by: Senators Espero, Ige, Fukunaga, Slom, Trimble, English, Bunda.

No. 5 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE LEGALITY AND EFFECTIVENESS OF RENT CONTROL."

Offered by: Senator Chun Oakland, by request.

No. 6 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO RECOMMEND A PROCESS TO CREATE A CITIZEN ROAD WATCH PROGRAM."

Offered by: Senators Tokuda, Baker, Tsutsui, English, Taniguchi, Hooser, Inouye.

No. 7 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO STUDY THE FEASIBILITY OF CONDUCTING ALL ELECTIONS BY MAIL."

Offered by: Senators Chun Oakland, Nishihara.

No. 8 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, MATERNAL AND CHILD HEALTH BRANCH, TO STUDY THE ROLE OF GESTATIONAL ENVIRONMENTS, GENTLE BIRTHING PRACTICES, ADULT WELLNESS EDUCATION, DOMESTIC HARMONY AWARENESS, APPROPRIATE AND SUFFICIENT TOUCH, AND THE PRACTICE OF HEALING BIRTH TRAUMA, AND THEIR CONNECTION TO PUBLIC POLICY CONCERNS SUCH AS

SUBSTANCE ABUSE, ALCOHOLISM, DOMESTIC VIOLENCE, AND OBESITY."

Offered by: Senator Chun Oakland, by request.

No. 9 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO ASSESS THE FAMILY COURT'S HANDLING OF DOMESTIC VIOLENCE MATTERS IN THE FIRST CIRCUIT FAMILY COURT."

Offered by: Senators Chun Oakland, Fukunaga.

No. 10 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO IMPLEMENT A PILOT FAMILY COURT PARENTING PLAN MODEL PROGRAM IN THE FIRST CIRCUIT FAMILY COURT."

Offered by: Senators Chun Oakland, Fukunaga.

No. 11 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY CUSTODY EVALUATOR TRAINING MODELS APPLIED BY OTHER JURISDICTIONS."

Offered by: Senators Chun Oakland, Fukunaga.

No. 12 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY JOINT OR SHARED PHYSICAL AND LEGAL CUSTODY PRESUMPTIONS IN FAMILY LAW AS ENACTED AND APPLIED BY OTHER JURISDICTIONS."

Offered by: Senators Chun Oakland, Fukunaga.

No. 13 "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO CONVENE A TASK FORCE DURING THE INTERIM TO FURTHER STUDY AND MAKE RECOMMENDATIONS REGARDING FAMILY COURT CUSTODY EVALUATOR ISSUES."

Offered by: Senators Chun Oakland, Fukunaga.

No. 14 "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO CONVENE ONE OR MORE TASK FORCES DURING THE INTERIM TO FURTHER STUDY AND MAKE RECOMMENDATIONS REGARDING ISSUES IDENTIFIED BY THE FAMILY COURT MODELS COMMITTEE."

Offered by: Senators Chun Oakland, Fukunaga.

No. 15 "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO CONVENE A TASK FORCE DURING THE INTERIM TO FURTHER STUDY AND MAKE RECOMMENDATIONS REGARDING ISSUES IDENTIFIED BY THE TEMPORARY RESTRAINING ORDERS COMMITTEE."

Offered by: Senators Chun Oakland, Fukunaga.

No. 16 "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES AND THE COMMITTEES ON JUDICIARY OF THE SENATE AND THE HOUSE OF REPRESENTATIVES

TO RECONVENE THE SCR 52 TASK FORCE TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SCR 52 TASK FORCE COMMITTEES.”

Offered by: Senators Chun Oakland, Fukunaga.

No. 17 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE EDUCATIONAL IMPLICATIONS OF THE SPECIAL NEEDS OF PRESCHOOL AGE CHILDREN WITH DEVELOPMENTAL DISABILITIES.”

Offered by: Senators Chun Oakland, Sakamoto, Baker, Tsutsui, English, Fukunaga.

No. 18 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK WITH APPROPRIATE ENTITIES TO EXTEND THE LENGTH OF THE SCHOOL DAY TO ACCOMMODATE INCREASED PHYSICAL EDUCATION, ART, AND MUSIC REQUIREMENTS.”

Offered by: Senators Chun Oakland, Sakamoto, Baker, Fukunaga, English, Espero.

No. 19 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ADOPT POLICIES TO PREVENT THE TRANSFER OF INCARCERATED PARENTS OF MINOR CHILDREN TO CORRECTIONAL FACILITIES ON THE MAINLAND.”

Offered by: Senators Chun Oakland, Sakamoto, Gabbard, Fukunaga, Espero, Baker, Tsutsui, English.

No. 20 “SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE AND THE GOVERNOR TO RESPECT CHILDREN’S RIGHTS WHEN ENACTING LEGISLATION RELATED TO CHILDREN.”

Offered by: Senators Chun Oakland, Fukunaga, Tsutsui, English.

No. 21 “SENATE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP.”

Offered by: Senators Chun Oakland, Ihara, Baker.

No. 22 “SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS AND LANDSCAPE ARCHITECTS TO PROMOTE AWARENESS OF FAMILY CAREGIVING NEEDS IN THE DESIGN OF NEW RESIDENCES.”

Offered by: Senators Ihara, Chun Oakland.

No. 23 “SENATE CONCURRENT RESOLUTION REQUESTING EACH COUNTY TO EXAMINE ITS CURRENT ZONING LAWS, BUILDING CODES, AND SUBDIVISION REQUIREMENTS AND ELIMINATE ENCUMBRANCES TO FAMILY CAREGIVING AND AGING IN PLACE.”

Offered by: Senators Ihara, Baker, Chun Oakland.

No. 24 “SENATE CONCURRENT RESOLUTION AUTHORIZING THE GRANT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, FOR DIVE SITE FOR COMMERCIAL SUBMARINE TOURS.”

Offered by: Senator Hanabusa, by request.

No. 25 “SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE SURFACE EASEMENT AT KAHALUU, NORTH KONA, HAWAII.”

Offered by: Senator Hanabusa, by request.

No. 26 “SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO REVIEW THE RETIREMENT AGE FOR STATE COURT JUSTICES AND JUDGES; THE TERMS OF AND POSSIBLE TERM LIMITS FOR STATE COURT JUSTICES AND JUDGES; THE POSSIBILITY OF ESTABLISHING A SENIOR JUDGE SYSTEM FOR STATE COURT JUSTICES AND JUDGES; JUDICIAL ACCOUNTABILITY AND FITNESS IN THE STATE; AND RELATED MATTERS.”

Offered by: Senator Hanabusa, by request.

No. 27 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO STUDY INNOVATIVE TECHNOLOGIES AND MODELS FOR PUBLIC TRANSIT SERVICES AND INVESTIGATE ALTERNATIVE METHODS TO AID IN TRAFFIC CONGESTION RELIEF.”

Offered by: Senator Chun Oakland.

No. 28 “SENATE CONCURRENT RESOLUTION SUPPORTING THE PASSAGE OF UNITED STATES SENATE BILL 4117 TO REPEAL TITLE II OF THE REAL ID ACT OF 2005.”

Offered by: Senator Hanabusa.

No. 29 “SENATE CONCURRENT RESOLUTION SUPPORTING THE REPEAL OF THE REAL ID ACT OF 2005.”

Offered by: Senator Hanabusa, by request.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 5 to 11) were read by the Clerk and were deferred:

Senate Resolution

No. 5 “SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS AND THE HOUSE WATER, LAND, OCEAN RESOURCES AND HAWAIIAN AFFAIRS COMMITTEE TO CONVENE A TASK FORCE TO IDENTIFY ISSUES RELATED TO POTENTIALLY HAZARDOUS SLOPE MOVEMENT AND TO RECOMMEND WAYS TO ADDRESS THESE ISSUES.”

Offered by: Senator Chun Oakland.

No. 6 “SENATE RESOLUTION EXPRESSING CONCERN OVER HUMAN RIGHTS ABUSE AND PERSECUTION AGAINST MEMBERS AND SUPPORTERS OF THE FALUN GONG IN CHINA.”

Offered by: Senator Chun Oakland.

No. 7 "SENATE RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO STUDY THE FEASIBILITY OF CONDUCTING ALL ELECTIONS BY MAIL."

Offered by: Senators Chun Oakland, Nishihara.

No. 8 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, MATERNAL AND CHILD HEALTH BRANCH, TO STUDY THE ROLE OF GESTATIONAL ENVIRONMENTS, GENTLE BIRTHING PRACTICES, ADULT WELLNESS EDUCATION, DOMESTIC HARMONY AWARENESS, APPROPRIATE AND SUFFICIENT TOUCH, AND THE PRACTICE OF HEALING BIRTH TRAUMA, AND THEIR CONNECTION TO PUBLIC POLICY CONCERNS SUCH AS SUBSTANCE ABUSE, ALCOHOLISM, DOMESTIC VIOLENCE, AND OBESITY."

Offered by: Senator Chun Oakland, by request.

No. 9 "SENATE RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP."

Offered by: Senators Chun Oakland, Ihara, Baker.

No. 10 "SENATE RESOLUTION REQUESTING THE BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS AND LANDSCAPE ARCHITECTS TO PROMOTE AWARENESS OF FAMILY CAREGIVING NEEDS IN THE DESIGN OF NEW RESIDENCES."

Offered by: Senators Ihara, Chun Oakland.

No. 11 "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO REVIEW THE RETIREMENT AGE FOR STATE COURT JUSTICES AND JUDGES; THE TERMS OF AND POSSIBLE TERM LIMITS FOR STATE COURT JUSTICES AND JUDGES; THE POSSIBILITY OF ESTABLISHING A SENIOR JUDGE SYSTEM FOR STATE COURT JUSTICES AND JUDGES; JUDICIAL ACCOUNTABILITY AND FITNESS IN THE STATE; AND RELATED MATTERS."

Offered by: Senator Hanabusa, by request.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Whalen and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1616 "A BILL FOR AN ACT RELATING TO STREAM DRAINAGE IMPROVEMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1617 "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY."

Introduced by: Senators Gabbard, Chun Oakland, Sakamoto, Espero, Hemmings.

No. 1618 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."

Introduced by: Senators Gabbard, Chun Oakland, Espero, Hemmings.

No. 1619 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senator Chun Oakland.

No. 1620 "A BILL FOR AN ACT RELATING TO COUNTY INFRASTRUCTURE CAPACITY CONSTRUCTION FINANCING."

Introduced by: Senator Chun Oakland.

No. 1621 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Chun Oakland, Espero, Slom.

No. 1622 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."

Introduced by: Senator Chun Oakland.

No. 1623 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senators Chun Oakland, Taniguchi, English, Espero, Ihara, Slom, Hanabusa, Tokuda, Inouye, Trimble, Fukunaga, Sakamoto, Ige, Tsutsui, Nishihara, Baker, Kokubun, Hooser.

No. 1624 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Menor, Bunda.

No. 1625 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."

Introduced by: Senator Tsutsui.

No. 1626 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Tsutsui, English.

No. 1627 "A BILL FOR AN ACT RELATING TO THE ERADICATION AND CONTROL OF THE COQUI FROG."

Introduced by: Senators Tsutsui, English, Baker.

No. 1628 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senators Tsutsui, Nishihara, Kim.

No. 1629 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS."

Introduced by: Senators Tsutsui, Baker, English.

No. 1630 "A BILL FOR AN ACT RELATING TO REPEAL OF THE ETHANOL CONTENT REQUIREMENT."

- Introduced by: Senator Whalen.
- No. 1631 "A BILL FOR AN ACT RELATING TO ETHANOL."
- Introduced by: Senator Whalen.
- No. 1632 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."
- Introduced by: Senator Whalen.
- No. 1633 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."
- Introduced by: Senator Whalen.
- No. 1634 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Whalen.
- No. 1635 "A BILL FOR AN ACT RELATING TO GRAND JURIES."
- Introduced by: Senator Hanabusa, by request.
- No. 1636 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."
- Introduced by: Senator Hanabusa, by request.
- No. 1637 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
- Introduced by: Senator Hanabusa, by request.
- No. 1638 "A BILL FOR AN ACT RELATING TO PRESIDENTIAL ELECTIONS."
- Introduced by: Senator Hanabusa, by request.
- No. 1639 "A BILL FOR AN ACT RELATING TO BURIAL SITES."
- Introduced by: Senator Hanabusa, by request.
- No. 1640 "A BILL FOR AN ACT RELATING TO SMOKING."
- Introduced by: Senator Hanabusa, by request.
- No. 1641 "A BILL FOR AN ACT RELATING TO COUNTIES."
- Introduced by: Senator Hanabusa, by request.
- No. 1642 "A BILL FOR AN ACT RELATING TO LABOR."
- Introduced by: Senator Hanabusa, by request.
- No. 1643 "A BILL FOR AN ACT RELATING TO DENTISTRY."
- Introduced by: Senator Fukunaga.
- No. 1644 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Fukunaga.
- No. 1645 "A BILL FOR AN ACT RELATING TO CHILDREN."
- Introduced by: Senators Fukunaga, Chun Oakland.
- No. 1646 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
- Introduced by: Senator Nishihara.
- No. 1647 "A BILL FOR AN ACT RELATING TO SCHOOLS."
- Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.
- No. 1648 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.
- No. 1649 "A BILL FOR AN ACT RELATING TO SCHOOL COMMUNITY COUNCILS."
- Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.
- No. 1650 "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS."
- Introduced by: Senators Sakamoto, Tokuda, Chun Oakland, Hee.
- No. 1651 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY TECHNOLOGIES."
- Introduced by: Senator Sakamoto.
- No. 1652 "A BILL FOR AN ACT RELATING TO WORKER'S RIGHTS."
- Introduced by: Senator Gabbard, by request.
- No. 1653 "A BILL FOR AN ACT RELATING TO HOUSING."
- Introduced by: Senators Espero, Inouye, Nishihara, Menor, Sakamoto, Tsutsui, Chun Oakland, Hooser, English, Tokuda, Ihara, Kim, Ige, Fukunaga, Hee, Hemmings, Taniguchi, Bunda.
- No. 1654 "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION."
- Introduced by: Senators Espero, Tokuda, Fukunaga, Nishihara, Chun Oakland, Hemmings, Bunda, Ihara.
- No. 1655 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."
- Introduced by: Senator Espero.
- No. 1656 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."
- Introduced by: Senators Espero, Tokuda, Ihara, Fukunaga, Nishihara, English, Chun Oakland, Hemmings, Bunda, Hooser.

No. 1657 "A BILL FOR AN ACT RELATING TO CHARITABLE FUNDRAISING DISCLOSURE."

Introduced by: Senators Espero, Bunda, Hemmings, Menor, Hee, Ihara, Trimble, Taniguchi.

No. 1658 "A BILL FOR AN ACT RELATING TO MILITARY INSTALLATIONS."

Introduced by: Senator Bunda.

No. 1659 "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS."

Introduced by: Senator Bunda.

No. 1660 "A BILL FOR AN ACT RELATING TO PAYDAY LENDING."

Introduced by: Senator Bunda.

No. 1661 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators Hee, Nishihara.

No. 1662 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Hee, Kokubun, Nishihara.

No. 1663 "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION."

Introduced by: Senators Hee, Kokubun, Nishihara.

No. 1664 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Hee, Nishihara.

No. 1665 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Senators Hee, Kokubun, Nishihara.

No. 1666 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Hooser.

No. 1667 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Hooser.

No. 1668 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senator Hooser.

No. 1669 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senator Hooser.

No. 1670 "A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICTS."

Introduced by: Senator Hooser.

No. 1671 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Nishihara, Espero.

No. 1672 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Ige, Baker, Chun Oakland, Fukunaga, Espero, Ihara, Tokuda, Hemmings, Nishihara, Kim.

No. 1673 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Senators Ige, Chun Oakland, English, Baker, Kim, Espero, Nishihara, Fukunaga, Sakamoto, Hemmings, Kokubun, Tokuda.

No. 1674 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Ige.

No. 1675 "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS."

Introduced by: Senators Ige, Chun Oakland, Tokuda, Nishihara, Kim, Gabbard.

No. 1676 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senators Baker, Tsutsui, English, Ige.

No. 1677 "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL."

Introduced by: Senators Baker, Tsutsui, English.

No. 1678 "A BILL FOR AN ACT RELATING TO MEDICAL REIMBURSEMENT."

Introduced by: Senator Baker.

No. 1679 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR EMERGENCY MEDICAL SERVICES."

Introduced by: Senators Baker, Fukunaga, Sakamoto, Ihara, Tokuda, Chun Oakland, Hemmings, Ige, Taniguchi, Espero, Nishihara, Bunda, Hee.

No. 1680 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTH SENATORIAL DISTRICT."

Introduced by: Senator Baker.

No. 1681 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Senators Trimble, Ihara, Chun Oakland, Gabbard, Hemmings, Bunda, Espero.

No. 1682 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Senators Trimble, Ihara, Bunda, Nishihara, Gabbard, Hemmings, Espero.

No. 1683 "A BILL FOR AN ACT RELATING TO AIRCRAFT NOISE."

Introduced by: Senators Trimble, Sakamoto, Espero, Nishihara, Gabbard, Slom, Chun Oakland, Ige, Ihara, Bunda, Tokuda, Kokubun.

No. 1684 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES AND MOTORCYCLES."

Introduced by: Senators Trimble, Nishihara, Gabbard, Chun Oakland, Ige, Ihara, Bunda.

No. 1685 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH SENATORIAL DISTRICT."

Introduced by: Senator Tokuda.

No. 1686 "A BILL FOR AN ACT RELATING TO THE ANTARA MEDICAL TRUST FUND."

Introduced by: Senator Bunda.

No. 1687 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Bunda.

No. 1688 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Fukunaga, Chun Oakland, Ige, English, Espero, Bunda, Ihara.

No. 1689 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Senator Ihara.

No. 1690 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Introduced by: Senator Ihara.

No. 1691 "A BILL FOR AN ACT RELATING TO ELDER ABUSE."

Introduced by: Senator Ihara, by request.

No. 1692 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Senator Ihara.

No. 1693 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Senator Ihara, by request.

No. 1694 "A BILL FOR AN ACT RELATING TO GRAFFITI."

Introduced by: Senator Fukunaga.

No. 1695 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURCHASE OF LAND TO DEVELOP KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Senators Gabbard, Espero, Ige, Sakamoto, Trimble.

No. 1696 "A BILL FOR AN ACT RELATING TO COLLEGE SAVINGS PROGRAM."

Introduced by: Senators Gabbard, Chun Oakland, Nishihara, English, Ige, Espero, Tokuda, Sakamoto.

No. 1697 "A BILL FOR AN ACT RELATING TO THE DEFINITION OF 'CONTRACTOR' UNDER THE CONTRACTOR REPAIR ACT."

Introduced by: Senator Taniguchi.

No. 1698 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Taniguchi.

No. 1699 "A BILL FOR AN ACT RELATING TO ELECTRICAL LICENSING."

Introduced by: Senator Taniguchi, by request.

No. 1700 "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES."

Introduced by: Senator Taniguchi, by request.

No. 1701 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Menor, Espero, Chun Oakland, Kim, Fukunaga, Ige, Ihara, Nishihara, Sakamoto, Hooser, Gabbard, Trimble, English, Bunda.

No. 1702 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senators Menor, Chun Oakland, Ihara, Hooser, English, Espero, Fukunaga, Bunda, Baker, Nishihara.

No. 1703 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Menor, English, Bunda, Hee, Hooser, Ihara, Kokubun, Sakamoto.

No. 1704 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Menor, Espero, Chun Oakland, Bunda, Ihara, Baker, Trimble, Sakamoto.

No. 1705 "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM."

Introduced by: Senators English, Ige, Taniguchi, Baker.

No. 1706 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."

Introduced by: Senators English, by request, Chun Oakland, Taniguchi.

No. 1707 "A BILL FOR AN ACT RELATING TO HEALTH."

- Introduced by: Senators English, Tsutsui, Hooser, Nishihara, Tokuda, Espero.
- No. 1708 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators English, Tsutsui, Hooser, Nishihara, Tokuda, Espero.
- No. 1709 "A BILL FOR AN ACT RELATING TO MOPEDES."
- Introduced by: Senator English, by request.
- No. 1710 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- Introduced by: Senator Hanabusa, by request.
- No. 1711 "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES."
- Introduced by: Senator Hanabusa, by request.
- No. 1712 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."
- Introduced by: Senator Hanabusa, by request.
- No. 1713 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
- Introduced by: Senator Hanabusa, by request.
- No. 1714 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST SENATORIAL DISTRICT."
- Introduced by: Senator Hanabusa.
- No. 1715 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF A CHILD CARE FACILITY AND PRESCHOOL BY SEAGULL SCHOOLS."
- Introduced by: Senator Hanabusa, by request.
- No. 1716 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION."
- Introduced by: Senator Hanabusa.
- No. 1717 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC."
- Introduced by: Senator Hanabusa, by request.
- No. 1718 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI."
- Introduced by: Senator Hanabusa, by request.
- No. 1719 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE LOANS."
- Introduced by: Senator Hanabusa, by request.
- No. 1720 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST JACOBY DEVELOPMENT, INC., A PROCESSING ENTERPRISE."
- Introduced by: Senator Hanabusa, by request.
- No. 1721 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Hanabusa, by request.
- No. 1722 "A BILL FOR AN ACT RELATING TO ETHANOL."
- Introduced by: Senator Hanabusa, by request.
- No. 1723 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
- Introduced by: Senator Hanabusa, by request.
- No. 1724 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER EMERGENCY ROOM."
- Introduced by: Senator Hanabusa.
- No. 1725 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."
- Introduced by: Senator Hanabusa, by request.
- No. 1726 "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL."
- Introduced by: Senator Hanabusa, by request.
- No. 1727 "A BILL FOR AN ACT RELATING TO QUEST ENROLLMENT."
- Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1728 "A BILL FOR AN ACT RELATING TO A TWO-YEAR HEPATITIS C DEMONSTRATION PROJECT."
- Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1729 "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."
- Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1730 "A BILL FOR AN ACT RELATING TO ETHICS."
- Introduced by: Senator Hanabusa, by request.
- No. 1731 "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES."
- Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1732 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

- Introduced by: Senator Hanabusa.
- No. 1733 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
Introduced by: Senator Hanabusa, by request.
- No. 1734 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1735 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1736 "A BILL FOR AN ACT RELATING TO SEXUAL VIOLENCE PREVENTION EDUCATION."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1737 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1738 "A BILL FOR AN ACT RELATING TO SENTENCING."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1739 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1740 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1741 "A BILL FOR AN ACT RELATING TO SEXUAL ABUSE."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1742 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1743 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ACCESS."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1744 "A BILL FOR AN ACT RELATING TO ELECTIONS"
Introduced by: Senator Hanabusa, by request, Chun Oakland.
- No. 1745 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1746 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1747 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1748 "A BILL FOR AN ACT RELATING TO CHILDREN."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1749 "A BILL FOR AN ACT RELATING TO HYPNOTHERAPY."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1750 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Hanabusa, by request, Chun Oakland.
- No. 1751 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."
Introduced by: Senator Hanabusa, by request.
- No. 1752 "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT."
Introduced by: Senator Hanabusa, by request.
- No. 1753 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."
Introduced by: Senator Hanabusa, by request.
- No. 1754 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
Introduced by: Senators Kokubun, Hee, Tokuda, Chun Oakland, Fukunaga, Taniguchi, Baker, Espero, English, Gabbard.
- No. 1755 "A BILL FOR AN ACT RELATING TO LIABILITY FOR COQUI FROG ERADICATION EFFORTS."
Introduced by: Senators Kokubun, Espero, Nishihara, Hooser, Tokuda, Taniguchi, Chun Oakland.
- No. 1756 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."
Introduced by: Senator Kokubun.

No. 1757 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES FOR BIOFUEL PRODUCTION RESEARCH."

Introduced by: Senator Kokubun.

No. 1758 "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS INCUBATOR PROGRAM."

Introduced by: Senator Kokubun.

No. 1759 "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM."

Introduced by: Senator Hooser.

No. 1760 "A BILL FOR AN ACT RELATING TO JUDGES."

Introduced by: Senator Hooser.

No. 1761 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Hooser.

No. 1762 "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL."

Introduced by: Senator Hooser.

No. 1763 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Hooser.

No. 1764 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senator Hooser.

No. 1765 "A BILL FOR AN ACT RELATING TO THE COURTS."

Introduced by: Senator Hooser.

No. 1766 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hooser.

No. 1767 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

Introduced by: Senator Hooser.

No. 1768 "A BILL FOR AN ACT RELATING TO COURT FEES."

Introduced by: Senator Hooser.

No. 1769 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Hooser.

No. 1770 "A BILL FOR AN ACT RELATING TO PROBATE."

Introduced by: Senator Hooser.

No. 1771 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senator Hooser.

No. 1772 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."

Introduced by: Senator Hooser.

No. 1773 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Hooser.

No. 1774 "A BILL FOR AN ACT RELATING TO RENTAL CAR AGENCIES."

Introduced by: Senator Hooser.

No. 1775 "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST."

Introduced by: Senator Hooser.

STANDING COMMITTEE REPORT

Senator Baker, for the Committee on Ways and Means presented a report (Stand. Com. Rep. No. 1) recommending that S.B. No. 638, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

Senator Ige moved that Stand. Com. Rep. No. 1 be adopted and S.B. No. 638, S.D. 1, having been read throughout, pass Second Reading and be placed on the calendar for Third Reading, seconded by Senator Whalen.

At 9:16 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:18 o'clock a.m.

Senator Ige rose and said:

"Madam President, I would just like to note that Stand. Com. Rep. No. 1 and S.B. No. 638, S.D. 1, were distributed to all the offices last evening. The 48-hours notice would be tolled and we'll be taking this up for Third Reading on Friday."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.B. No. 638, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Friday, January 26, 2007.

ORDER OF THE DAY

FIRST READING

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1207 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

No. 1208 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

No. 1209 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY DOMESTIC VIOLENCE SHELTERS."

No. 1210 "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES."

No. 1211 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

No. 1212 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

No. 1213 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT."

No. 1214 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY."

No. 1215 "A BILL FOR AN ACT RELATING TO TAXATION OF PREMIUMS."

No. 1216 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH."

No. 1217 "A BILL FOR AN ACT RELATING TO HEALTH."

No. 1218 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."

No. 1219 "A BILL FOR AN ACT RELATING TO LAND USE."

No. 1220 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS."

No. 1221 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION."

No. 1222 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

No. 1223 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

No. 1224 "A BILL FOR AN ACT RELATING TO FIREARMS."

No. 1225 "A BILL FOR AN ACT RELATING TO PROPERTY DAMAGE."

No. 1226 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

No. 1227 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

No. 1228 "A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION."

No. 1229 "A BILL FOR AN ACT RELATING TO SCRAP DEALERS."

No. 1230 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

No. 1231 "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY."

No. 1232 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII-WEST OAHU."

No. 1233 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."

No. 1234 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN HEALTH."

No. 1235 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

No. 1236 "A BILL FOR AN ACT RELATING TO LAND USE."

No. 1237 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

No. 1238 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

No. 1239 "A BILL FOR AN ACT RELATING TO HEALTH."

No. 1240 "A BILL FOR AN ACT RELATING TO TOLL ROADS."

No. 1241 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE ELEVENTH SENATORIAL DISTRICT."

No. 1242 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION OF HONOLULU MARINE, INC., DBA KEWALO SHIPYARD."

No. 1243 "A BILL FOR AN ACT RELATING TO STATE PARKS."

No. 1244 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

No. 1245 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

No. 1246 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MILILANI MIDDLE SCHOOL."

No. 1247 "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL."

No. 1248 "A BILL FOR AN ACT RELATING TO ELECTRICAL LICENSING."

No. 1249 "A BILL FOR AN ACT RELATING TO LIQUOR."

No. 1250 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

No. 1251 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

- No. 1252 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."
- No. 1253 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS."
- No. 1254 "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD."
- No. 1255 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- No. 1256 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A STUDENT SERVICES BUILDING AT THE UNIVERSITY OF HAWAII AT HILO."
- No. 1257 "A BILL FOR AN ACT RELATING TO DISCRIMINATION COMPLAINTS."
- No. 1258 "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE."
- No. 1259 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- No. 1260 "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL."
- No. 1261 "A BILL FOR AN ACT RELATING TO STEM CELL RESEARCH."
- No. 1262 "A BILL FOR AN ACT RELATING TO GOVERNMENT LIABILITY."
- No. 1263 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."
- No. 1264 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."
- No. 1265 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1266 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1267 "A BILL FOR AN ACT RELATING TO MATHEMATICS EDUCATION."
- No. 1268 "A BILL FOR AN ACT RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT."
- No. 1269 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1270 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."
- No. 1271 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS."
- No. 1272 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 1273 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS."
- No. 1274 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR EMERGENCY FOOD SUPPLIES."
- No. 1275 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR PURCHASES OF ELECTRIC VEHICLES ON LANAI."
- No. 1276 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."
- No. 1277 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 1278 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 1279 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 1280 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 1281 "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."
- No. 1282 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 1283 "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND."
- No. 1284 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- No. 1285 "A BILL FOR AN ACT RELATING TO TAX."
- No. 1286 "A BILL FOR AN ACT RELATING TO WIRELESS TELEPHONE SERVICE."
- No. 1287 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- No. 1288 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN FOR AND TO HOST THE INTERNATIONAL INDIGENOUS HEALTH CONFERENCE, 'HEALING OUR SPIRIT WORLDWIDE' IN HAWAII."
- No. 1289 "A BILL FOR AN ACT RELATING TO PESTICIDES."
- No. 1290 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
- No. 1291 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."
- No. 1292 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."
- No. 1293 "A BILL FOR AN ACT RELATING TO INCOME TAX REFUND"
- No. 1294 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 1295 "A BILL FOR AN ACT RELATING TO VISITOR ACCOMMODATIONS."

- No. 1296 "A BILL FOR AN ACT RELATING TO POSSESSION OF MARIJUANA."
- No. 1297 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 1298 "A BILL FOR AN ACT RELATING TO THE STATE ETHICS CODE."
- No. 1299 "A BILL FOR AN ACT RELATING TO CONSERVATION LAND."
- No. 1300 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
- No. 1301 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
- No. 1302 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."
- No. 1303 "A BILL FOR AN ACT RELATING TO INCENTIVES FOR IMPORTANT AGRICULTURAL LANDS."
- No. 1304 "A BILL FOR AN ACT RELATING TO ANIMAL DISEASES."
- No. 1305 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS."
- No. 1306 "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING."
- No. 1307 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 1308 "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES."
- No. 1309 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."
- No. 1310 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USE."
- No. 1311 "A BILL FOR AN ACT RELATING TO SALARY PAYMENTS."
- No. 1312 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE."
- No. 1313 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT."
- No. 1314 "A BILL FOR AN ACT RELATING TO THE OBLIGATION OF FUNDS."
- No. 1315 "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE."
- No. 1316 "A BILL FOR AN ACT RELATING TO SALARIES."
- No. 1317 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."
- No. 1318 "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY."
- No. 1319 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
- No. 1320 "A BILL FOR AN ACT RELATING TO TESTIMONY."
- No. 1321 "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION."
- No. 1322 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII."
- No. 1323 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII REGARDING CHALLENGES TO CONSTITUTIONAL AMENDMENTS."
- No. 1324 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES."
- No. 1325 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."
- No. 1326 "A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS."
- No. 1327 "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING."
- No. 1328 "A BILL FOR AN ACT RELATING TO CHAPTER 803."
- No. 1329 "A BILL FOR AN ACT RELATING TO THE REVIEW OF HOSPITAL ACQUISITIONS BY THE ATTORNEY GENERAL."
- No. 1330 "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY."
- No. 1331 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
- No. 1332 "A BILL FOR AN ACT RELATING TO METAL."
- No. 1333 "A BILL FOR AN ACT RELATING TO CHAPTER 844D, HAWAII REVISED STATUTES."
- No. 1334 "A BILL FOR AN ACT RELATING TO NAME CHANGES."
- No. 1335 "A BILL FOR AN ACT RELATING TO APPEALS."
- No. 1336 "A BILL FOR AN ACT RELATING TO ACTIONS BY AND AGAINST THE STATE."
- No. 1337 "A BILL FOR AN ACT RELATING TO CONTEMPT OF COURT."
- No. 1338 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

No. 1339 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."

No. 1340 "A BILL FOR AN ACT RELATING TO CHAPTER 291E, HAWAII REVISED STATUTES."

No. 1341 "A BILL FOR AN ACT MAKING APPROPRIATIONS RELATING TO NATURAL DISASTERS."

No. 1342 "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT."

No. 1343 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

No. 1344 "A BILL FOR AN ACT RELATING TO ACTIONS FOR FALSE CLAIMS TO THE STATE."

No. 1345 "A BILL FOR AN ACT RELATING TO PROMOTING INTOXICATING LIQUOR TO A MINOR."

No. 1346 "A BILL FOR AN ACT RELATING TO SENTENCING."

No. 1347 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

No. 1348 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AFFORDABLE HOUSING."

No. 1349 "A BILL FOR AN ACT RELATING TO HOUSING."

No. 1350 "A BILL FOR AN ACT RELATING TO HOUSING."

No. 1351 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

No. 1352 "A BILL FOR AN ACT RELATING TO HOUSING."

No. 1353 "A BILL FOR AN ACT RELATING TO ENERGY SECURITY AND ENERGY EMERGENCY PREPAREDNESS."

No. 1354 "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION."

No. 1355 "A BILL FOR AN ACT RELATING TO LAND USE."

No. 1356 "A BILL FOR AN ACT RELATING TO STATE PLANNING."

No. 1357 "A BILL FOR AN ACT RELATING TO PLANNING."

No. 1358 "A BILL FOR AN ACT RELATING TO PLANNING."

No. 1359 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."

No. 1360 "A BILL FOR AN ACT RELATING TO COMMUNITY ECONOMIC DEVELOPMENT."

No. 1361 "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION."

No. 1362 "A BILL FOR AN ACT RELATING KALAELOA."

No. 1363 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

No. 1364 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP."

No. 1365 "A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY."

No. 1366 "A BILL FOR AN ACT RELATING TO INNOVATION IN WORKFORCE DEVELOPMENT."

No. 1367 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS."

No. 1368 "A BILL FOR AN ACT RELATING TO LAND USE."

No. 1369 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

No. 1370 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

No. 1371 "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM PROCUREMENT."

No. 1372 "A BILL FOR AN ACT RELATING TO MANAGEMENT OF FINANCING AGREEMENTS."

No. 1373 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."

No. 1374 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII SECTION 529 COLLEGE SAVINGS PROGRAM."

No. 1375 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

No. 1376 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

No. 1377 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

No. 1378 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

No. 1379 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."

No. 1380 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

No. 1381 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

No. 1382 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

- No. 1383 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1384 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1385 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1386 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1387 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1388 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1389 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1390 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1391 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."
- No. 1392 "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS."
- No. 1393 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."
- No. 1394 "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSUMER ADVOCACY."
- No. 1395 "A BILL FOR AN ACT RELATING TO FORMATION OF A RENEWABLE ENERGY FACILITIES SITING COUNCIL."
- No. 1396 "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR ENERGY STAR RATED APPLIANCES."
- No. 1397 "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS."
- No. 1398 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."
- No. 1399 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."
- No. 1400 "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE."
- No. 1401 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS."
- No. 1402 "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND."
- No. 1403 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1404 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."
- No. 1405 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1406 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1407 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG PLANS."
- No. 1408 "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING."
- No. 1409 "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE."
- No. 1410 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1411 "A BILL FOR AN ACT RELATING TO TORTS."
- No. 1412 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."
- No. 1413 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."
- No. 1414 "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS."
- No. 1415 "A BILL FOR AN ACT RELATING TO INSURANCE."
- No. 1416 "A BILL FOR AN ACT RELATING TO TAXATION OF INSURANCE PREMIUMS."
- No. 1417 "A BILL FOR AN ACT RELATING TO TORTS."
- No. 1418 "A BILL FOR AN ACT RELATING TO THE PREVENTION OF MORTGAGE RESCUE FRAUD."
- No. 1419 "A BILL FOR AN ACT RELATING TO GASOLINE PRICE GOUGING."
- No. 1420 "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES."
- No. 1421 "A BILL FOR AN ACT RELATING TO CHAPTER 460, HAWAII REVISED STATUTES, OSTEOPATHY."
- No. 1422 "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS."
- No. 1423 "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY."
- No. 1424 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY."

- No. 1425 "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER."
- No. 1426 "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT PROGRAM."
- No. 1427 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY."
- No. 1428 "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES."
- No. 1429 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 1430 "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE FOR ENLISTED PERSONNEL."
- No. 1431 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS."
- No. 1432 "A BILL FOR AN ACT RELATING TO PUBLIC CHARTER SCHOOLS."
- No. 1433 "A BILL FOR AN ACT RELATING TO TEACHING."
- No. 1434 "A BILL FOR AN ACT RELATING TO STUDENT BEHAVIOR."
- No. 1435 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FOR THE MALULANI HEALTH AND MEDICAL CENTER, L.L.C., PROJECT FROM THE CERTIFICATE OF NEED REQUIREMENT OF CHAPTER 323D, HAWAII REVISED STATUTES."
- No. 1436 "A BILL FOR AN ACT RELATING TO ACCESS TO HEALTH CARE."
- No. 1437 "A BILL FOR AN ACT RELATING TO NURSING."
- No. 1438 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD."
- No. 1439 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
- No. 1440 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."
- No. 1441 "A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES."
- No. 1442 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH."
- No. 1443 "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES."
- No. 1444 "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY."
- No. 1445 "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."
- No. 1446 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
- No. 1447 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1448 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY."
- No. 1449 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS IN THE SECOND DEGREE."
- No. 1450 "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM."
- No. 1451 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLANS."
- No. 1452 "A BILL FOR AN ACT RELATING TO SEPARATION INCENTIVES."
- No. 1453 "A BILL FOR AN ACT RELATING TO SALARIES."
- No. 1454 "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND."
- No. 1455 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS OF PERSONS PROVIDING SERVICES TO CONSUMERS OF THE ADULT MENTAL HEALTH DIVISION OF THE DEPARTMENT OF HEALTH."
- No. 1456 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION."
- No. 1457 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH."
- No. 1458 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH."
- No. 1459 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES."
- No. 1460 "A BILL FOR AN ACT RELATING TO NOISE."
- No. 1461 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- No. 1462 "A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL."

- No. 1463 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION."
- No. 1464 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH."
- No. 1465 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."
- No. 1466 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION STRESS CLAIMS."
- No. 1467 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL CARE."
- No. 1468 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION ALTERNATIVE DISPUTE RESOLUTION."
- No. 1469 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- No. 1470 "A BILL FOR AN ACT RELATING TO TIP CREDIT."
- No. 1471 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."
- No. 1472 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL TREATMENT."
- No. 1473 "A BILL FOR AN ACT RELATING TO DERELICT VESSELS."
- No. 1474 "A BILL FOR AN ACT RELATING TO THE HAWAII OCEAN AND COASTAL COUNCIL."
- No. 1475 "A BILL FOR AN ACT RELATING TO TIME SHARES IN LAND COURT."
- No. 1476 "A BILL FOR AN ACT RELATING TO ACQUISITIONS UNDER CHAPTER 173A."
- No. 1477 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- No. 1478 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."
- No. 1479 "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)."
- No. 1480 "A BILL FOR AN ACT RELATING TO GOVERNMENT BOARDS."
- No. 1481 "A BILL FOR AN ACT RELATING TO INTERVENTION FOR SUBSTANCE ABUSE."
- No. 1482 "A BILL FOR AN ACT RELATING TO INTEREST ARBITRATION."
- No. 1483 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 1484 "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS."
- No. 1485 "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS."
- No. 1486 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."
- No. 1487 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
- No. 1488 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."
- No. 1489 "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY."
- No. 1490 "A BILL FOR AN ACT RELATING TO PRISON LITIGATION."
- No. 1491 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
- No. 1492 "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR."
- No. 1493 "A BILL FOR AN ACT RELATING TO INCREASING THE STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAXATION."
- No. 1494 "A BILL FOR AN ACT RELATING TO INFLATION ADJUSTMENTS TO CHAPTER 235, HAWAII REVISED STATUTES."
- No. 1495 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1496 "A BILL FOR AN ACT RELATING TO AN EXEMPTION FROM THE GENERAL EXCISE TAX."
- No. 1497 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."
- No. 1498 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION'S BENEFITS-FUNDED REVENUE-GENERATING COMPUTER INITIATIVES."
- No. 1499 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."
- No. 1500 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS."
- No. 1501 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS TAX CREDITS."
- No. 1502 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTION ON THE SALE OF ALTERNATIVE FUEL."
- No. 1503 "A BILL FOR AN ACT RELATING TO THE CLARIFICATION OF THE DIVIDENDS RECEIVED DEDUCTION WITH RESPECT TO DIVIDENDS RECEIVED BY REAL ESTATE INVESTMENT TRUSTS."
- No. 1504 "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS."

- No. 1505 "A BILL FOR AN ACT RELATING TO ARTICLE VII, SECTION 6, OF THE CONSTITUTION OF THE STATE OF HAWAII."
- No. 1506 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."
- No. 1507 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."
- No. 1508 "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY."
- No. 1509 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES."
- No. 1510 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 1511 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 1512 "A BILL FOR AN ACT RELATING TO DEFERRED PLEAS."
- No. 1513 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 1514 "A BILL FOR AN ACT RELATING TO TRANSFERS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND."
- No. 1515 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."
- No. 1516 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."
- No. 1517 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."
- No. 1518 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 1519 "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS."
- No. 1520 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."
- No. 1521 "A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS."
- No. 1522 "A BILL FOR AN ACT RELATING TO TRAFFIC ABSTRACTS."
- No. 1523 "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS."
- No. 1524 "A BILL FOR AN ACT RELATING TO COURT FEES."
- No. 1525 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
- No. 1526 "A BILL FOR AN ACT RELATING TO JUDICIARY."
- No. 1527 "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS."
- No. 1528 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."
- No. 1529 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."
- No. 1530 "A BILL FOR AN ACT RELATING TO DAMS AND RESERVOIRS."
- No. 1531 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- No. 1532 "A BILL FOR AN ACT RELATING TO KULEANA LANDS."
- No. 1533 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."
- No. 1534 "A BILL FOR AN ACT RELATING TO TEACHING THE HAWAIIAN LANGUAGE IN THE PUBLIC SCHOOLS."
- No. 1535 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS IN THE UNIVERSITY OF HAWAII SYSTEM."
- No. 1536 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1537 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1538 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1539 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."
- No. 1540 "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES."
- No. 1541 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT."
- No. 1542 "A BILL FOR AN ACT RELATING TO CEDED LANDS."
- No. 1543 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."
- No. 1544 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1545 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1546 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."
- No. 1547 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM."
- No. 1548 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

- No. 1549 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- No. 1550 "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE."
- No. 1551 "A BILL FOR AN ACT RELATING TO ELECTION DAY POLL WATCHERS."
- No. 1552 "A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION."
- No. 1553 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS."
- No. 1554 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF ELECTIONS."
- No. 1555 "A BILL FOR AN ACT RELATING TO PERMANENT ABSENTEE STATUS."
- No. 1556 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTEREST."
- No. 1557 "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS."
- No. 1558 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."
- No. 1559 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."
- No. 1560 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."
- No. 1561 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1."
- No. 1562 "A BILL FOR AN ACT RELATING TO REHIRING OF GOVERNMENT RETIREES."
- No. 1563 "A BILL FOR AN ACT RELATING TO CHAPTER 803, HAWAII REVISED STATUTES."
- No. 1564 "A BILL FOR AN ACT RELATING TO DRUGS."
- No. 1565 "A BILL FOR AN ACT RELATING TO CHAPTER 853, HAWAII REVISED STATUTES."
- No. 1566 "A BILL FOR AN ACT RELATING TO SENTENCING."
- No. 1567 "A BILL FOR AN ACT RELATING TO SENTENCING."
- No. 1568 "A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES."
- No. 1569 "A BILL FOR AN ACT RELATING TO CHAPTER 291, HAWAII REVISED STATUTES."
- No. 1570 "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE."
- No. 1571 "A BILL FOR AN ACT RELATING TO THEFT."
- No. 1572 "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS."
- No. 1573 "A BILL FOR AN ACT RELATING TO ARSON."
- No. 1574 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."
- No. 1575 "A BILL FOR AN ACT RELATING TO OFFENSE AGAINST THE PUBLIC ADMINISTRATION."
- No. 1576 "A BILL FOR AN ACT RELATING TO ALLOWANCE ON SERVICE RETIREMENT."
- No. 1577 "A BILL FOR AN ACT RELATING TO VEHICLE SAFETY INSPECTION."
- No. 1578 "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES."
- No. 1579 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- No. 1580 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS."
- No. 1581 "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENT."
- No. 1582 "A BILL FOR AN ACT RELATING TO COUNTIES."
- No. 1583 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOMELESS SHELTER PROGRAMS."
- No. 1584 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 1585 "A BILL FOR AN ACT RELATING TO HISTORIC SITES."
- No. 1586 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WEST HAWAII PERMANENT HOUSING PROGRAM."
- No. 1587 "A BILL FOR AN ACT RELATING TO GOVERNMENT."
- No. 1588 "A BILL FOR AN ACT RELATING TO FIREARMS."
- No. 1589 "A BILL FOR AN ACT RELATING TO COUNTIES."
- No. 1590 "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO TORT ACTIONS."
- No. 1591 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
- No. 1592 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 1593 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY ANTI-DRUG FUND."
- No. 1594 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

No. 1595 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII FOR COQUI FROG ERADICATION AND CONTROL."

No. 1596 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NORTH KONA WATER SOURCE DEVELOPMENT AND STORAGE IMPROVEMENTS."

No. 1597 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PUNA DISTRICT POLICE STATION IN KEA'AU, HAWAII."

No. 1598 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR THE PUNA RECREATIONAL COMPLEX IN PAHOA, HAWAII."

No. 1599 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF ANE KEOHOKALOLE ROAD IN KONA, HAWAII."

No. 1600 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR POULI ROAD CONNECTOR IMPROVEMENTS, BALL FIELD AND RECREATIONAL FACILITY LIGHT SYSTEM RETROFITTING, AND ERADICATION OF THE COQUI FROG."

No. 1601 "A BILL FOR AN ACT RELATING TO TIME SHARE ZONING."

No. 1602 "A BILL FOR AN ACT RELATING TO COUNTIES."

No. 1603 "A BILL FOR AN ACT RELATING TO LIABILITY."

No. 1604 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."

No. 1605 "A BILL FOR AN ACT RELATING TO BRIBERY."

No. 1606 "A BILL FOR AN ACT RELATING TO A CONSTITUTIONAL CONVENTION."

No. 1607 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."

No. 1608 "A BILL FOR AN ACT RELATING TO PERMANENT STAFFING."

No. 1609 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

No. 1610 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

No. 1611 "A BILL FOR AN ACT RELATING TO THE JUDICIARY AND FAMILY COURT."

No. 1612 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."

No. 1613 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND

REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

No. 1614 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 1615 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SWIMMING POOLS."

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 19, 2007:

Senate Bill	Referred to:
No. 262	Committee on Commerce, Consumer Protection and Affordable Housing
No. 263	Committee on Commerce, Consumer Protection and Affordable Housing
No. 264	Committee on Commerce, Consumer Protection and Affordable Housing
No. 265	Committee on Commerce, Consumer Protection and Affordable Housing
No. 266	Committee on Commerce, Consumer Protection and Affordable Housing
No. 267	Committee on Commerce, Consumer Protection and Affordable Housing
No. 268	Committee on Commerce, Consumer Protection and Affordable Housing
No. 269	Committee on Commerce, Consumer Protection and Affordable Housing
No. 270	Committee on Commerce, Consumer Protection and Affordable Housing
No. 271	Committee on Commerce, Consumer Protection and Affordable Housing
No. 272	Committee on Commerce, Consumer Protection and Affordable Housing
No. 273	Committee on Commerce, Consumer Protection and Affordable Housing
No. 274	Committee on Commerce, Consumer Protection and Affordable Housing
No. 275	Committee on Commerce, Consumer Protection and Affordable Housing
No. 276	Committee on Commerce, Consumer Protection and Affordable Housing
No. 277	Committee on Commerce, Consumer Protection and Affordable Housing
No. 278	Committee on Commerce, Consumer Protection and Affordable Housing
No. 279	Committee on Commerce, Consumer Protection and Affordable Housing

No. 327 and Taxation	Committee on Economic Development	No. 351	Committee on Education
No. 328 and Taxation	Committee on Economic Development	No. 352	Committee on Education
No. 329 and Taxation	Committee on Economic Development	No. 353	Committee on Education
No. 330 and Taxation	Committee on Economic Development	No. 354	Committee on Education
No. 331 and Taxation	Committee on Economic Development	No. 355	Committee on Education
No. 332 and Taxation	Committee on Economic Development	No. 356	Committee on Education
No. 333 and Taxation	Committee on Economic Development	No. 357	Committee on Education
No. 334 and Taxation	Committee on Economic Development	No. 358	Committee on Education
No. 335 and Taxation	Committee on Economic Development	No. 359	Committee on Education
No. 336 and Taxation	Committee on Economic Development	No. 360	Committee on Education
No. 337 and Taxation	Committee on Economic Development	No. 361	Committee on Education
No. 338 and Taxation	Committee on Economic Development	No. 362	Committee on Education
No. 339 and Taxation	Committee on Economic Development	No. 363	Committee on Education
No. 340 and Taxation	Committee on Economic Development	No. 364	Committee on Education
No. 341 and Taxation	Committee on Economic Development	No. 365	Committee on Education
No. 342 and Taxation	Committee on Economic Development	No. 366	Committee on Education
No. 343 and Taxation	Committee on Economic Development	No. 367	Committee on Education
No. 344 and Taxation	Committee on Economic Development	No. 368	Committee on Education
No. 345 and Taxation	Committee on Economic Development	No. 369	Committee on Education
No. 346 and Taxation	Committee on Economic Development	No. 370	Committee on Education
No. 347 and Taxation	Committee on Economic Development	No. 371	Committee on Education
No. 348 and Taxation	Committee on Economic Development	No. 372	Committee on Education
No. 349 and Taxation	Committee on Economic Development	No. 373	Committee on Education
No. 350	Committee on Education	No. 374	Committee on Education
		No. 375	Committee on Education
		No. 376	Committee on Education
		No. 377	Committee on Health
		No. 378 Military Affairs	Committee on Intergovernmental and Military Affairs
		No. 379	Committee on Transportation and International Affairs
		No. 380	Committee on Energy and Environment
		No. 381	Committee on Energy and Environment
		No. 382	Committee on Energy and Environment
		No. 383	Committee on Energy and Environment
		No. 384	Committee on Energy and Environment
		No. 385	Committee on Energy and Environment

SENATE JOURNAL - 5th DAY

132

No. 386	Committee on Energy and Environment	No. 420 Public Housing	Committee on Human Services and
No. 387	Committee on Energy and Environment	No. 421 Public Housing	Committee on Human Services and
No. 388	Committee on Energy and Environment	No. 422 Public Housing	Committee on Human Services and
No. 389	Committee on Energy and Environment	No. 423 Public Housing	Committee on Human Services and
No. 390	Committee on Energy and Environment	No. 424 Public Housing	Committee on Human Services and
No. 391	Committee on Energy and Environment	No. 425 Public Housing	Committee on Human Services and
No. 392	Committee on Energy and Environment	No. 426 Public Housing	Committee on Human Services and
No. 393	Committee on Energy and Environment	No. 427 Public Housing	Committee on Human Services and
No. 394	Committee on Energy and Environment	No. 428 Public Housing	Committee on Human Services and
No. 395	Committee on Energy and Environment	No. 429 Public Housing	Committee on Human Services and
No. 396	Committee on Energy and Environment	No. 430 Public Housing	Committee on Human Services and
No. 397	Committee on Energy and Environment	No. 431 Public Housing	Committee on Human Services and
No. 398	Committee on Energy and Environment	No. 432 Public Housing	Committee on Human Services and
No. 399	Committee on Energy and Environment	No. 433 Public Housing	Committee on Human Services and
No. 400	Committee on Energy and Environment	No. 434 Public Housing	Committee on Human Services and
No. 401	Committee on Energy and Environment	No. 435 Public Housing	Committee on Human Services and
No. 402	Committee on Energy and Environment	No. 436 Public Housing	Committee on Human Services and
No. 403	Committee on Energy and Environment	No. 437 Public Housing	Committee on Human Services and
No. 404	Committee on Energy and Environment	No. 438 Military Affairs	Committee on Intergovernmental and
No. 405	Committee on Energy and Environment	No. 439 Military Affairs	Committee on Intergovernmental and
No. 406	Committee on Energy and Environment	No. 440 Military Affairs	Committee on Intergovernmental and
No. 407	Committee on Energy and Environment	No. 441 Military Affairs	Committee on Intergovernmental and
No. 408	Committee on Health	No. 442 Military Affairs	Committee on Intergovernmental and
No. 409	Committee on Health	No. 443 Military Affairs	Committee on Intergovernmental and
No. 410	Committee on Health		
No. 411	Committee on Health		
No. 412	Committee on Health		
No. 413	Committee on Health		
No. 414	Committee on Health		
No. 415	Committee on Health		
No. 416	Committee on Health		
No. 417	Committee on Health		
No. 418 Public Housing	Committee on Human Services and		
No. 419 Public Housing	Committee on Human Services and		

No. 444 Military Affairs	Committee on Intergovernmental and	No. 475	Committee on Judiciary and Labor
		No. 476	Committee on Judiciary and Labor
No. 445 Military Affairs	Committee on Intergovernmental and	No. 477	Committee on Judiciary and Labor
		No. 478	Committee on Judiciary and Labor
No. 446 Military Affairs	Committee on Intergovernmental and	No. 479	Committee on Judiciary and Labor
		No. 480	Committee on Judiciary and Labor
No. 447 Military Affairs	Committee on Intergovernmental and	No. 481	Committee on Judiciary and Labor
		No. 482	Committee on Judiciary and Labor
No. 448 Military Affairs	Committee on Intergovernmental and	No. 483	Committee on Judiciary and Labor
		No. 484	Committee on Judiciary and Labor
No. 449 Military Affairs	Committee on Intergovernmental and	No. 485	Committee on Judiciary and Labor
		No. 486	Committee on Judiciary and Labor
No. 450 Military Affairs	Committee on Intergovernmental and	No. 487	Committee on Judiciary and Labor
		No. 488	Committee on Judiciary and Labor
No. 451 Military Affairs	Committee on Intergovernmental and	No. 489	Committee on Judiciary and Labor
		No. 490	Committee on Judiciary and Labor
No. 452	Committee on Judiciary and Labor	No. 491	Committee on Judiciary and Labor
No. 453	Committee on Judiciary and Labor	No. 492	Committee on Judiciary and Labor
No. 454	Committee on Judiciary and Labor	No. 493	Committee on Judiciary and Labor
No. 455	Committee on Judiciary and Labor	No. 494	Committee on Public Safety
No. 456	Committee on Judiciary and Labor	No. 495	Committee on Public Safety
No. 457	Committee on Judiciary and Labor	No. 496	Committee on Public Safety
No. 458	Committee on Judiciary and Labor	No. 497	Committee on Public Safety
No. 459	Committee on Judiciary and Labor	No. 498	Committee on Public Safety
No. 460	Committee on Judiciary and Labor	No. 499	Committee on Tourism and Government
No. 461	Committee on Judiciary and Labor	Operations	
No. 462	Committee on Judiciary and Labor	No. 500	Committee on Tourism and Government
No. 463	Committee on Judiciary and Labor	Operations	
No. 464	Committee on Judiciary and Labor	No. 501	Committee on Tourism and Government
No. 465	Committee on Judiciary and Labor	Operations	
No. 466	Committee on Judiciary and Labor	No. 502	Committee on Tourism and Government
No. 467	Committee on Judiciary and Labor	Operations	
No. 468	Committee on Judiciary and Labor	No. 503	Committee on Tourism and Government
No. 469	Committee on Judiciary and Labor	Operations	
No. 470	Committee on Judiciary and Labor	No. 504	Committee on Tourism and Government
No. 471	Committee on Judiciary and Labor	Operations	
No. 472	Committee on Judiciary and Labor	No. 505	Committee on Tourism and Government
No. 473	Committee on Judiciary and Labor	Operations	
No. 474	Committee on Judiciary and Labor	No. 506	Committee on Tourism and Government
		Operations	

No. 554	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 584	Committee on Ways and Means
No. 555	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 585	Committee on Ways and Means
No. 556	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 586	Committee on Ways and Means
No. 557	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 587	Committee on Ways and Means
No. 558	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 588	Committee on Ways and Means
No. 559	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 589	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 560	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 590	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 561	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 591	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 562	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 592	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 563	Committee on Energy and Environment	No. 593	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 564	Committee on Energy and Environment	No. 594	Committee on Tourism and Government Operations, then to the Committee on Ways and Means
No. 565	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 595	Committee on Ways and Means
No. 566	Committee on Ways and Means	No. 596	Committee on Intergovernmental and Military Affairs
No. 567	Committee on Ways and Means	No. 668	Jointly to the Committee on Health and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 568	Committee on Ways and Means	No. 669	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 569	Committee on Ways and Means	No. 670	Committee on Health, then to the Committee on Judiciary and Labor
No. 570	Committee on Ways and Means	No. 671	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 571	Committee on Ways and Means	No. 672	Committee on Public Safety, then to the Committee on Ways and Means
No. 572	Committee on Ways and Means	No. 673	Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 573	Committee on Ways and Means	No. 674	Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 574	Committee on Ways and Means	No. 675	Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor
No. 575	Committee on Ways and Means	No. 676	Committee on Judiciary and Labor
No. 576	Committee on Ways and Means	No. 677	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 577	Committee on Ways and Means	No. 678	Jointly to the Committee on Tourism and Government Operations and the Committee on Economic
No. 578	Committee on Ways and Means		
No. 579	Committee on Ways and Means		
No. 580	Committee on Ways and Means		
No. 581	Committee on Ways and Means		
No. 582	Committee on Ways and Means		
No. 583	Committee on Ways and Means		

Development and Taxation, then to the Committee on Ways and Means	No. 700	Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment
No. 679		Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 680		Committee on Commerce, Consumer Protection and Affordable Housing
No. 681		Committee on Education, then to the Committee on Ways and Means
No. 682		Committee on Education, then to the Committee on Ways and Means
No. 683		Committee on Education, then to the Committee on Ways and Means
No. 684		Committee on Education, then to the Committee on Judiciary and Labor
No. 685		Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 686		Committee on Education, then to the Committee on Ways and Means
No. 687		Committee on Commerce, Consumer Protection and Affordable Housing
No. 688		Committee on Education, then to the Committee on Ways and Means
No. 689		Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 690		Committee on Education, then to the Committee on Ways and Means
No. 691		Committee on Education, then to the Committee on Ways and Means
No. 692		Committee on Education, then to the Committee on Ways and Means
No. 693		Committee on Education, then to the Committee on Ways and Means
No. 694		Committee on Education, then to the Committee on Judiciary and Labor
No. 695		Committee on Tourism and Government Operations, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 696		Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 697		Committee on Tourism and Government Operations, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 698		Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor
No. 699		Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
	No. 701	Committee on Health
	No. 702	Committee on Judiciary and Labor
	No. 703	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 704	Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 705	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 706	Committee on Judiciary and Labor
	No. 707	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 708	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 709	Committee on Economic Development and Taxation
	No. 710	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 711	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 712	Committee on Commerce, Consumer Protection and Affordable Housing
	No. 713	Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
	No. 714	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
	No. 715	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
	No. 716	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
	No. 717	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
	No. 718	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
	No. 719	Committee on Energy and Environment, then to the Committee on Ways and Means
	No. 720	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 721	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 739	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 722	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 740	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 723	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 741	Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 724	Jointly to the Committee on Health and the Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor	No. 742	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 725	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 743	Committee on Health
No. 726	Committee on Commerce, Consumer Protection and Affordable Housing	No. 744	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 727	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 745	Committee on Judiciary and Labor
No. 728	Committee on Commerce, Consumer Protection and Affordable Housing	No. 746	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 729	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 747	Committee on Judiciary and Labor
No. 730	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Intergovernmental and Military Affairs	No. 748	Committee on Commerce, Consumer Protection and Affordable Housing
No. 731	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 749	Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor
No. 732	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 750	Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 733	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 751	Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 734	Committee on Commerce, Consumer Protection and Affordable Housing, then jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 752	Committee on Judiciary and Labor
No. 735	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 753	Committee on Health, then to the Committee on Ways and Means
No. 736	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 754	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 737	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 755	Committee on Intergovernmental and Military Affairs
No. 738	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 756	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
		No. 757	Committee on Judiciary and Labor
		No. 758	Committee on Education, then to the Committee on Ways and Means
		No. 759	Committee on Education, then to the Committee on Ways and Means
		No. 760	Committee on Judiciary and Labor

No. 761	Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs	No. 783	Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 762	Committee on Judiciary and Labor	No. 784	Committee on Judiciary and Labor
No. 763	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 785	Committee on Judiciary and Labor
No. 764	Committee on Judiciary and Labor	No. 786	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 765	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 787	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 766	Committee on Education, then to the Committee on Ways and Means	No. 788	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 767	Committee on Education, then to the Committee on Ways and Means	No. 789	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 768	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs	No. 790	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 769	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 791	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 770	Committee on Judiciary and Labor	No. 792	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 771	Committee on Commerce, Consumer Protection and Affordable Housing	No. 793	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 772	Committee on Ways and Means	No. 794	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 773	Committee on Economic Development and Taxation, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 795	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Tourism and Government Operations
No. 774	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 796	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 775	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 797	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 776	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 798	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 777	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor	No. 799	Committee on Judiciary and Labor
No. 778	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor	No. 800	Committee on Health, then to the Committee on Judiciary and Labor
No. 779	Committee on Tourism and Government Operations, then to the Committee on Ways and Means	No. 801	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 780	Jointly to the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs	No. 802	Committee on Economic Development and Taxation
No. 781	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 803	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 782	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	No. 804	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 805	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 824	Committee on Judiciary and Labor
No. 806	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 825	Committee on Judiciary and Labor
No. 807	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 826	Committee on Judiciary and Labor
No. 808	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 827	Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 809	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 828	Jointly to the Committee on Transportation and International Affairs, the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 810	Committee on Health, then to the Committee on Ways and Means	No. 829	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 811	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 830	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 812	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 831	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor
No. 813	Committee on Health, then to the Committee on Judiciary and Labor	No. 832	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 814	Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 833	Committee on Education, then to the Committee on Ways and Means
No. 815	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 834	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 816	Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 835	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
No. 817	Jointly to the Committee on Health and the Committee on Human Services and Public Housing	No. 836	Committee on Judiciary and Labor
No. 818	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 837	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 819	Committee on Health, then to the Committee on Judiciary and Labor	No. 838	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Intergovernmental and Military Affairs
No. 820	Committee on Human Services and Public Housing	No. 839	Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 821	Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Ways and Means	No. 840	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 822	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor	No. 841	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 823	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 842	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

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| <p>No. 843 Committee on Intergovernmental and Military Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>No. 844 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 845 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 846 Committee on Commerce, Consumer Protection and Affordable Housing</p> <p>No. 847 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 848 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 849 Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>No. 850 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations</p> <p>No. 851 Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>No. 852 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 853 Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 854 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations</p> <p>No. 855 Committee on Public Safety, then to the Committee on Ways and Means</p> <p>No. 856 Committee on Economic Development and Taxation</p> <p>No. 857 Committee on Energy and Environment, then to the Committee on Ways and Means</p> <p>No. 858 Jointly to the Committee on Human Services and Public Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 859 Jointly to the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means</p> <p>No. 860 Jointly to the Committee on Economic Development and Taxation and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means</p> <p>No. 861 Committee on Education, then to the Committee on Ways and Means</p> | <p>No. 862 Committee on Education, then to the Committee on Ways and Means</p> <p>No. 863 Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 864 Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 865 Committee on Human Services and Public Housing, then to the Committee on Ways and Means</p> <p>No. 866 Committee on Tourism and Government Operations</p> <p>No. 867 Committee on Education</p> <p>No. 868 Committee on Tourism and Government Operations</p> <p>No. 869 Jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 870 Committee on Economic Development and Taxation</p> <p>No. 871 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Ways and Means</p> <p>No. 872 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor</p> <p>No. 873 Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 874 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs</p> <p>No. 875 Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 876 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs</p> <p>No. 877 Jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means</p> <p>No. 878 Committee on Judiciary and Labor, then to the Committee on Ways and Means</p> <p>No. 879 Committee on Judiciary and Labor, then to the Committee on Ways and Means</p> <p>No. 880 Committee on Economic Development and Taxation</p> <p>No. 881 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 882 Committee on Judiciary and Labor, then to the Committee on Ways and Means</p> |
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- No. 883 Jointly to the Committee on Tourism and Government Operations, the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 884 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 885 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 886 Committee on Education, then to the Committee on Ways and Means
- No. 887 Committee on Education, then to the Committee on Ways and Means
- No. 888 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 889 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs
- No. 890 Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 891 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 892 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 893 Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 894 Jointly to the Committee on Health and the Committee on Education
- No. 895 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 896 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 897 Jointly to the Committee on Economic Development and Taxation and the Committee on Education, then to the Committee on Ways and Means
- No. 898 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 899 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 900 Committee on Health, then to the Committee on Ways and Means
- No. 901 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 902 Jointly to the Committee on Human Services and Public Housing and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 903 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 904 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 905 Jointly to the Committee on Health and the Committee on Public Safety, then to the Committee on Ways and Means
- No. 906 Jointly to the Committee on Judiciary and Labor and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 907 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 908 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 909 Committee on Education, then to the Committee on Ways and Means
- No. 910 Committee on Public Safety, then to the Committee on Ways and Means
- No. 911 Committee on Public Safety, then to the Committee on Ways and Means
- No. 912 Committee on Public Safety, then to the Committee on Ways and Means
- No. 913 Committee on Public Safety
- No. 914 Committee on Public Safety, then to the Committee on Ways and Means
- No. 915 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 916 Committee on Public Safety, then to the Committee on Ways and Means
- No. 917 Committee on Public Safety, then to the Committee on Ways and Means
- No. 918 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
- No. 919 Committee on Public Safety, then to the Committee on Ways and Means
- No. 920 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 921 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 922 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 923 Committee on Commerce, Consumer Protection and Affordable Housing

- No. 924 Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 925 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
- No. 926 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 927 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Ways and Means
- No. 928 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 929 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 930 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 931 Jointly to the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 932 Committee on Public Safety, then to the Committee on Ways and Means
- No. 933 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 934 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 935 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 936 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
- No. 937 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
- No. 938 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 939 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 940 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 941 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 942 Committee on Judiciary and Labor
- No. 943 Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 944 Jointly to the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 945 Committee on Judiciary and Labor
- No. 946 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
- No. 947 Committee on Judiciary and Labor
- No. 948 Committee on Judiciary and Labor
- No. 949 Jointly to the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 950 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 951 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 952 Committee on Health, then to the Committee on Ways and Means
- No. 953 Committee on Judiciary and Labor
- No. 954 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 955 Committee on Judiciary and Labor
- No. 956 Committee on Judiciary and Labor
- No. 957 Committee on Judiciary and Labor
- No. 958 Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 959 Committee on Judiciary and Labor
- No. 960 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 961 Committee on Judiciary and Labor
- No. 962 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 963 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 964 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 965 Committee on Education
- No. 966 Committee on Judiciary and Labor

- No. 967 Jointly to the Committee on Health and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 968 Committee on Health, then to the Committee on Judiciary and Labor
- No. 969 Committee on Health
- No. 970 Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 971 Committee on Health, then to the Committee on Ways and Means
- No. 972 Committee on Health, then to the Committee on Ways and Means
- No. 973 Committee on Health, then to the Committee on Ways and Means
- No. 974 Jointly to the Committee on Health and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 975 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 976 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means
- No. 977 Committee on Health, then to the Committee on Ways and Means
- No. 978 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 979 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means
- No. 980 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 981 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 982 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 983 Jointly to the Committee on Transportation and International Affairs, the Committee on Education and the Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 984 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 985 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 986 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 987 Jointly to the Committee on Energy and Environment, the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
- No. 988 Jointly to the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 989 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 990 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 991 Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs
- No. 992 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation
- No. 993 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 994 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation
- No. 995 Jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means
- No. 996 Committee on Judiciary and Labor
- No. 997 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 998 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 999 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1000 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1001 Jointly to the Committee on Energy and Environment and the Committee on Education, then to the Committee on Ways and Means
- No. 1002 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1003 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1004 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1005 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

- No. 1006 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1007 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1008 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1009 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1010 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1011 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1012 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1013 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1014 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1015 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1016 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 1017 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1018 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1019 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 1020 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs
- No. 1021 Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1022 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1023 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1024 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Intergovernmental and Military Affairs
- No. 1025 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1026 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1027 Committee on Education, then to the Committee on Ways and Means
- No. 1028 Jointly to the Committee on Intergovernmental and Military Affairs, the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation
- No. 1029 Committee on Energy and Environment
- No. 1030 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1031 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 1032 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1033 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1034 Jointly to the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1035 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation
- No. 1036 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1037 Jointly to the Committee on Energy and Environment and the Committee on Health
- No. 1038 Committee on Health, then to the Committee on Ways and Means
- No. 1039 Jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor
- No. 1040 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1041 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1042 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
- No. 1043 Jointly to the Committee on Public Safety and the Committee on Commerce, Consumer Protection and

Affordable Housing, then to the Committee on Judiciary and Labor	No. 1064	Jointly to the Committee on Energy and Environment and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means	
No. 1044	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1065	Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1045	Jointly to the Committee on Energy and Environment and the Committee on Health	No. 1066	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1046	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 1067	Committee on Health
No. 1047	Committee on Transportation and International Affairs	No. 1068	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1048	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 1069	Committee on Judiciary and Labor
No. 1049	Committee on Transportation and International Affairs	No. 1070	Committee on Judiciary and Labor
No. 1050	Committee on Health, then to the Committee on Ways and Means	No. 1071	Committee on Intergovernmental and Military Affairs
No. 1051	Jointly to the Committee on Energy and Environment and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1072	Committee on Judiciary and Labor
No. 1052	Jointly to the Committee on Tourism and Government Operations and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1073	Committee on Judiciary and Labor
No. 1053	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1074	Committee on Judiciary and Labor
No. 1054	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor	No. 1075	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1055	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1076	Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1056	Committee on Energy and Environment, then jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs	No. 1077	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1057	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 1078	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1058	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1079	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1059	Committee on Judiciary and Labor	No. 1080	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1060	Committee on Judiciary and Labor	No. 1081	Committee on Judiciary and Labor
No. 1061	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 1082	Committee on Judiciary and Labor
No. 1062	Committee on Judiciary and Labor	No. 1083	Committee on Ways and Means
No. 1063	Committee on Judiciary and Labor	No. 1084	Committee on Ways and Means
		No. 1085	Committee on Judiciary and Labor
		No. 1086	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
		No. 1087	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
		No. 1088	Committee on Judiciary and Labor
		No. 1089	Committee on Judiciary and Labor

No. 1090 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1091 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 1092 Committee on Education, then to the Committee on Ways and Means

No. 1093 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 1094 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1095 Committee on Education, then to the Committee on Ways and Means

No. 1096 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1097 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1098 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1099 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1100 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means

No. 1101 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1102 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1103 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1104 Committee on Health, then to the Committee on Judiciary and Labor

No. 1105 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1106 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1107 Committee on Judiciary and Labor

No. 1108 Committee on Health, then to the Committee on Ways and Means

No. 1109 Committee on Health, then to the Committee on Judiciary and Labor

No. 1110 Committee on Health

No. 1111 Committee on Health, then to the Committee on Ways and Means

No. 1112 Jointly to the Committee on Public Safety and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1113 Committee on Judiciary and Labor

No. 1114 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1115 Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1116 Committee on Commerce, Consumer Protection and Affordable Housing

No. 1117 Committee on Health

No. 1118 Jointly to the Committee on Human Services and Public Housing and the Committee on Public Safety, then to the Committee on Ways and Means

No. 1119 Committee on Health, then to the Committee on Ways and Means

No. 1120 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1121 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor

No. 1122 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1123 Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment

No. 1124 Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment

No. 1125 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 1126 Committee on Education, then to the Committee on Ways and Means

No. 1127 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1128 Committee on Education, then to the Committee on Ways and Means

No. 1129 Committee on Education, then to the Committee on Ways and Means

No. 1130 Committee on Education, then to the Committee on Ways and Means

No. 1131 Committee on Education, then to the Committee on Ways and Means

No. 1132 Committee on Education, then to the Committee on Ways and Means

- No. 1133 Jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1134 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1135 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 1136 Committee on Education, then to the Committee on Ways and Means
- No. 1137 Committee on Education, then to the Committee on Ways and Means
- No. 1138 Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1139 Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1140 Jointly to the Committee on Education and the Committee on Public Safety, then to the Committee on Ways and Means
- No. 1141 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
- No. 1142 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1143 Committee on Education, then to the Committee on Ways and Means
- No. 1144 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 1145 Committee on Education, then to the Committee on Ways and Means
- No. 1146 Committee on Education, then to the Committee on Ways and Means
- No. 1147 Committee on Education
- No. 1148 Jointly to the Committee on Transportation and International Affairs, the Committee on Intergovernmental and Military Affairs and the Committee on Education, then jointly to the Committee on Ways and Means and the Committee on Economic Development and Taxation
- No. 1149 Committee on Education, then to the Committee on Ways and Means
- No. 1150 Jointly to the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1151 Committee on Education, then to the Committee on Ways and Means
- No. 1152 Committee on Education, then to the Committee on Ways and Means
- No. 1153 Committee on Education, then to the Committee on Ways and Means
- No. 1154 Committee on Education, then to the Committee on Ways and Means
- No. 1155 Committee on Education, then to the Committee on Ways and Means
- No. 1156 Committee on Education, then to the Committee on Ways and Means
- No. 1157 Committee on Education, then to the Committee on Ways and Means
- No. 1158 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 1159 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1160 Committee on Judiciary and Labor
- No. 1161 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 1162 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 1163 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1164 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 1165 Committee on Education, then to the Committee on Ways and Means
- No. 1166 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1167 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1168 Committee on Education, then to the Committee on Ways and Means
- No. 1169 Committee on Health, then to the Committee on Judiciary and Labor
- No. 1170 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1171 Committee on Health, then to the Committee on Judiciary and Labor
- No. 1172 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment
- No. 1173 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1174 Committee on Public Safety, then to the Committee on Ways and Means
- No. 1175 Committee on Education
- No. 1176 Jointly to the Committee on Health and the Committee on Human Services and Public Housing

No. 1177 Committee on Education, then to the Committee on Ways and Means

No. 1178 Jointly to the Committee on Education and the Committee on Health

No. 1179 Committee on Education, then to the Committee on Ways and Means

No. 1180 Committee on Education, then to the Committee on Ways and Means

No. 1181 Committee on Education, then to the Committee on Ways and Means

No. 1182 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1183 Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 1184 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 1185 Jointly to the Committee on Human Services and Public Housing and the Committee on Education, then to the Committee on Ways and Means

No. 1186 Committee on Commerce, Consumer Protection and Affordable Housing

No. 1187 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 1188 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1189 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1190 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1191 Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 1192 Committee on Energy and Environment

No. 1193 Jointly to the Committee on Human Services and Public Housing and the Committee on Education, then to the Committee on Ways and Means

No. 1194 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1195 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1196 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1197 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1198 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1199 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1200 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1201 Jointly to the Committee on Human Services and Public Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1202 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1203 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1204 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1205 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 1206 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 161 Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 659 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 661 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing

At 9:20 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:21 o'clock a.m.

At 9:22 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with Senate Concurrent Resolution No. 1, to receive the Chief Justice's State of the Judiciary Address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, was called to order at 10:02 o'clock a.m. by the Honorable Colleen Hanabusa, President of the Senate.

At this time, Senate President Hanabusa welcomed and introduced the following distinguished guests to the members of the Twenty-Fourth Legislature:

The Honorable Linda Lingle, Governor of the State of Hawaii. She was presented a lei by Representative Kirk Caldwell;

The Honorable James R. Aiona, Jr., Lieutenant Governor of the State of Hawaii, and Mrs. Vivian Aiona. They were presented leis by Senator Rosalyn Baker and Representative Joseph Souki;

Mrs. Stella Moon, wife of Chief Justice Moon. She was presented a lei by Representative Ryan Yamane;

Mrs. Mary Han and Mr. Joseph Han, mother and stepfather of Chief Justice Moon. They were presented leis by Senator Suzanne Chun Oakland and Representative Marcus Oshiro;

Ms. Julie Moon, daughter of Chief Justice Moon. She was presented a lei by Senator Russell Kokubun;

Mr. Edward Kubo, Jr., U.S. Attorney;

The Honorable George Ariyoshi, former Governor of the State of Hawaii;

The Honorable Shigeo Iwatani, Consul General of Japan, and Mrs. Yuko Iwatani;

The Honorable Dong Yern Kim, Deputy Consul General of South Korea;

The Honorable Irene Natividad, Deputy Consul General of the Philippines;

Director General Philip Wang;

Chief Boisse Correa, City and County of Honolulu Police Department; and

Chief Thomas Phillips, Maui County Police Department.

The President then appointed Senators Clayton Hee, Brian Taniguchi and Fred Hemmings, on behalf of the Senate, and Representatives Tommy Waters, Blake Oshiro and Lynn Finnegan, on behalf of the House of Representatives, to escort the Honorable Ronald T.Y. Moon, Chief Justice of the Hawaii Supreme Court, to the rostrum.

Senator Jill Tokuda and Representative Jon Riki Karamatsu presented Chief Justice Moon with maile and ilima leis.

Senate President Hanabusa then presented the Honorable Ronald T.Y. Moon, Chief Justice of the Hawaii Supreme Court, to the members of the Twenty-Fourth Legislature.

The Chief Justice addressed the Joint Session as follows:

“President Hanabusa; Speaker Say; Governor Lingle; Lieutenant Governor and Mrs. Aiona; distinguished members of the Twenty-Fourth Legislature; fellow judges; Judiciary and

other state employees; state cabinet members; judges of the federal bench; members of local and federal law enforcement; former Chief Justice of the State of Washington, Richard Guy; former State Chief Justice of the State of Hawaii, William Richardson; my fellow members of the Royal Order of King Kamehameha the First, members of the Hawaiian Royal Societies, other special guests, family, friends, and fellow citizens: Aloha, good morning, ahnyoung hashimnika! That last greeting was at the request of my mother.

“I am privileged and honored to have this opportunity to address this Joint Session of the Hawai‘i State Legislature and extend my sincere appreciation for your kind invitation to speak about the state of the Judiciary. I extend congratulations to Governor Lingle and Lieutenant Governor Aiona on their successful bid for a second term of office and thank them, again, for allowing me the honor of administering their oaths of office last month. I also extend a special aloha to the new Legislators whom I had the pleasure and honor of swearing-in last week and thank you for joining us in service to the people of Hawai‘i. We, in the judiciary, look forward to working with all of you. There is no doubt that we – that is, all three branches of government – are well aware that we share in the quest for fairness, justice, and good government as we work both collaboratively and separately to serve the people of Hawai‘i. And speaking of awareness, I am reminded of the vampire bat that came flapping in from the night covered in fresh blood and parked himself on the roof of the cave to get some sleep. Pretty soon, all the other bats smelled the blood and began hassling him about where he got it. He told them to go away and let him sleep, but they persisted until he finally gave in.

“‘Okay, follow me,’ he said and flew out of the cave with hundreds of bats behind him. Down through a valley they went, across a river, and into a forest of trees. Finally, he slowed down and the other bats excitedly milled around him.

“‘Now, do you see that humongous tree over there?’ he asked.

“‘Yes, yes, yes!!!’ the bats all screamed in a frenzy.

“‘Good!’ said the first bat, ‘because I sure didn’t.’ (Laughter.)

“Ladies and gentlemen, the state of the Judiciary remains sound due in large part to the efforts of our hard-working employees and volunteers. I, therefore, take this opportunity to publicly thank each and every one of our judges, administrators, and other Judiciary employees for their continuing commitment, dedication, and outstanding work in helping to promote the effective, efficient, and fair administration of justice. To the many volunteers who give unselfishly of their time and talents to help our overburdened staff, as well as to those who serve on the many Judiciary commissions and committees, we extend a big ‘mahalo’ for your service. Would you please help me to acknowledge these dedicated Judiciary employees and volunteers, many of whom are here today, by giving them a round of applause?

“As I stated earlier, the state of the Judiciary remains sound; however, I continue to be concerned about the perception of many that our justice system is not functioning as it should and that some of our citizens, therefore, feel they need to take matters into their own hands to fix it. I am, of course, not opposed to our citizens taking a greater interest in public service. In fact, I firmly believe that we need to find ways to better motivate our citizens to more actively participate in government and in such civic matters as voting and jury service. However, I am concerned about some of the initiatives that appeared in other state ballots in the most recent elections –

some of which were proposed and promoted as a way to fix our justice system. For example: The citizens of South Dakota voted on a radical judicial constitutional amendment, entitled Judicial Accountability Initiative Law – commonly referred to as ‘JAIL for Judges’ – that proposed, among other things, the creation of a new grand jury that would allow citizens to sue judges for decisions they did not like. Although the amendment did not pass, the fact that it was even proposed underscores fundamental misunderstandings of the duties of legislators and judges and how judges are held accountable.

“Legislators, as you well know, enact laws in accordance with what they understand to be the popular will and in the public interest. Judges, however, apply the law that is the result of longstanding common law traditions and legislative processes to the evidence in individual cases; judges do so even when the loudest voices at the time may have other conceptions about what the law or result should be in a particular case. In short, a judge’s first and foremost duty is to fairly and impartially apply the constitution and the law to the facts of the case. A judge’s personal feelings about what the law ‘should be’ has no place in his or her deliberations. The determination of such broad policy matters as to what the law should be is your kuleana, and you are in a much better position to make that assessment than is a judge hearing the evidence in an individual case.

“Nevertheless, as evinced by initiatives like South Dakota’s JAIL for Judges, an alarming number of our citizens continue to believe that the role of the courts is to bend to the whims of the press or, at least, those who have the money to mount advertising campaigns and get press attention. Thus, when some of our citizens disagree with a judge’s decision because it is not in conformity with what they perceive as the ‘popular will,’ they often cry out for reforms, like the election of judges. Indeed, rumor has it that this Legislature may be asked to consider proposals calling for the election of judges. And, although such a proposal is not ‘new,’ it seems rather ironic since many other jurisdictions are attempting to repeal the election process in their respective states because of the effect judicial elections have on preserving a fair and impartial justice system. Under an elective system for judges, there is the constant threat that an unpopular decision would result in the loss of popular votes – a consideration that has no place in a judge’s decision-making process. And, sadly, judges in elective jurisdictions who have adhered to the high standards of fair and impartial judicial decision-making have paid the ultimate price at the polls – that is, they have lost their jobs. But, a decision that is made fairly, impartially, and in accordance with the constitution and the law – even though unpopular – is, in the words of the late United States Supreme Court Chief Justice William Rehnquist, one of the crown jewels of our democracy. Those who favor electing judges often do because they believe judges are not held accountable for their actions or decisions. They are wrong.

“Hawai’i judges are held accountable in more ways than any other public officer. First, each judge’s legal decision is subject to review and reversal by Hawai’i’s appellate courts and, depending on the issues, by the United States Supreme Court. Each judge’s performance, demeanor, and competence are subject to review and sanction by the Commission on Judicial Conduct, which may recommend a judge’s removal from office. A judge seeking retention is also subject to review and sanction by the Judicial Selection Commission, which may – and does – refuse to retain judges. In addition, the supreme court’s Rule 19 committee administers the Judicial Performance Evaluation program under which each judge’s performance is evaluated one or more times during the judge’s term of office. A Judicial Performance Review Panel – composed of a retired judge, a retired attorney, and a member of our lay community –

discusses the evaluation results with the judge so that the judge may improve his or her performance for the benefit of the public. In addition, the Hawai’i State Bar Association conducts its own judicial evaluation program and provides the results of its surveys to our judges.

“Judges are, to the best of my knowledge, the only public officers in Hawai’i whose decisions, performance, competence, and demeanor are subject to probing, professional, and systematic scrutiny. In short, judges are held accountable by mechanisms that assure accountability, without undermining the impartiality of our courts. Fair and impartial courts provide the balance that is essential to the workings of our government and not only makes our democracy the envy of many of our foreign neighbors, but ensures equal access to justice for all. Undermining the impartiality of the courts jeopardizes the very access our citizens expect. Indeed, without access to the courts, there can be no justice for our citizenry.

“The public’s assessment of how well the courts are helping our citizenry also affects the public’s perception of the Judiciary. As you know, substance abuse, mental illness, and other social problems are the underlying causes of many of the crimes in our community. Acknowledging that the greater majority of offenders who experience these problems will ultimately return to our communities, we have been effectively addressing some of these problems by combining court supervision with treatment and other alternatives to incarceration. These ‘problem-solving’ courts utilize practices that are referred to as intermediate sanctions. Over the past five years, the judiciary has achieved great success and learned important lessons regarding the effective use of intermediate sanctions through our adult drug court programs, which are operational statewide. We have expanded the philosophy to our family drug court programs on O’ahu and Maui, as well as juvenile drug courts on O’ahu and Kaua’i.

“In a recent 306-page evaluation report written under contract by the National Center for State Courts, the Center found that Hawai’i is satisfactorily meeting nearly all of the key components, strategies, and characteristics for adult, juvenile, and family drug court programs. In commenting on the Judiciary’s on-going efforts to develop and implement drug court performance standards, the Center report states, ‘These measures place Hawai’i far in advance of many states[.]’ Indeed, your support of our drug court initiatives – for which we are truly grateful – have allowed Hawai’i’s drug courts to do well and garner national respect and attention.

“In 2004, the Judiciary initiated ‘Girls Court’ in the Family Court of the First Circuit – one of the first courts in the United States to build a full range of gender-specific programming for female juvenile offenders. The program incorporates practices to help girls get back on a positive development track and to avoid future delinquent behavior. Last month, we celebrated the journey of nine more young women and their families who successfully completed the Girls Court program. We also celebrated the ongoing journey of two ‘alumni,’ who had completed the program in the previous year and continued their relationship with the program in order to help those who followed them. The goal of Girls Court is to empower and build on each girls’ strengths, focusing on developing the skills necessary to make positive choices in their lives, that will stop them from becoming, for example, involved in the criminal justice system as adult women, or from becoming victims of domestic violence or defendants in the child protective service system later in their lives. By all accounts, thus far, Girls Court is garnering positive and encouraging results. For example, the Girls Court Program has reduced recidivism by 47 percent, runaways by 60 percent, and arrests by nearly 63 percent. Ladies and gentlemen, please join me in acknowledging Girls

Court Presiding Judge Karen Radius, the Girls Court staff, and some of their clients, with their parents, who are here in the gallery.

“Also in 2004, the Judiciary launched a pilot program designed to reduce probation violations by drug offenders and others at high risk of re-offending. This high-intensity supervision program – called Hawaii’s Opportunity Probation with Enforcement, or HOPE – received a major vote of confidence in the form of a 1.2 million dollar appropriation from the 2005 Legislature, which we truly appreciate. First Circuit Judge Steven Alm is responsible for bringing the concept of the HOPE Program to the Judiciary, which we believe is the first and only such program in the nation. This past September, representatives from the National Institute of Justice visited our Judiciary to learn more about this unique, innovative program. More recently, on December 8, 2006, both chambers of Congress passed a federal bill authored by Congressman Adam Schiff of California that calls for frequent, mandatory drug testing for chronic drug offenders and includes immediate sanctions for violators. The measure, which has been sent to the President to be signed into law, was modeled after the Hawai‘i Judiciary’s HOPE Program, of which Congressman Schiff said: ‘This approach is currently finding great success in Honolulu, Hawai‘i, where previous drug tests turned up 21.9 percent positive and 10 percent missed appointments altogether. With this program in place, the positive drug tests dropped to 3.8 percent and the missed appointments rate dropped to 1.3 percent.’

“Our probation office, like those across the country, is overwhelmed and severely under-resourced. As a result, probationers who violate their terms of probation – including continued drug use – often receive no more than a verbal warning from their probation officers. Continued violations, however, do eventually result in revocation of probation and incarceration, thus compounding our crowded prison situation and increasing costs to the state. Notwithstanding their already heavy workload, our probation officers have demonstrated their commitment to helping probationers succeed by working collaboratively with Judge Alm and other major players in the HOPE Program, such as the prosecutors and public defenders. Such collaboration and teamwork has been the catalyst to the effectiveness of one of the major components of the HOPE Program, which is its pattern of swift, predictable, and immediate sanctions – typically resulting in several days in jail – for each detected violation, such as drug use or missed appointments with a probation officer. Originally under the watchful eye of Judge Alm, selected-probationers – since August of last year – are now being admitted to the HOPE Program and supervised by each of our nine criminal judges handling felony cases.

“As is evident from the programs that focus on juveniles and their families, the Judiciary adheres to the proposition that ‘the state of the family determines the state of our society.’ Family courts throughout the nation have been likened to hospital emergency rooms – and ours is no exception. People who come to family court are usually in crises and often at their worst. On a daily basis, our family court judges deal with every family situation imaginable.

“Children, sometimes as young as eleven, following arrest, are brought to family court for making poor choices. Our judges must decide if they should be sent to the Hawai‘i Youth Correctional Facility, referred to a treatment program, or released back into the community. What does a judge do when parents of a 14-year-old runaway girl, who is pregnant, addicted to ice, and in love with her pimp, look to the judge for ‘the answer’?

“Parents, too, are brought to family court for harming their children, and our judges must decide whether to terminate their parental rights. What is a judge to do when an infant has been severely injured, but no one can say for sure if either parent did it?

“Our family court judges are routinely asked to play the role of Solomon in deciding which parent will be awarded physical custody of children. Such decisions inevitably alter forever the lives of the children and the parents. What does a judge do when a divorcing parent receives a better opportunity on the mainland and wishes to take the child out-of-state, but the other parent wants the child to remain in Hawai‘i?

“These are just a few of the gut-wrenching decisions that our family court judges must not only make on a daily basis, but must do expeditiously because of their crowded dockets. On any given morning – I repeat, just the morning, with another calendar of cases in the afternoon – a family court judge has 10 to 15 child protective service cases on the calendar. Another judge might have a morning calendar of 12 to 15 restraining order cases. Still another judge is hearing a divorce case, involving child custody and property division issues, that must be completed by the end of the day because the judge has another trial – on another case – the very next day, AND still another new case the day after that. The high volume of cases in the family court places extreme pressures upon our judges – and, undoubtedly, creates a great deal of internal stress – as they strive to make the right decision in the best interest of the children.

“Adding to this stark reality is the fact that family court users, as well as our family court judges and staff, are subjected to crowded physical conditions, creating unnecessary tension and heightened security concerns. The waiting area for court users on the second floor of the First Circuit court building – on any given day of the week – makes the waiting area of a hospital emergency room seem like an oasis. People are packed together; you can definitely feel the emotions and hostility in the room; and the noise level might lead you to think you’re in a train station rather than a courthouse. And, once the parties enter the courtroom, things aren’t much better as parties are literally just a few feet away from each other and no more than five to six feet away from the judge. It is not uncommon to have 12 to 15 people on a case in a courtroom that was designed to accommodate no more than six to eight people. Such conditions are, to say the least, untenable.

“We are, therefore, deeply grateful for the giant step you took toward improving the situation in family court when you originally authorized \$95 million during the 2005 Legislative Session to build the Kapolei Court Complex. On behalf of the many children, families, and the myriad of other family court users in our community that desperately need the help of our family court, we thank you for supporting our efforts to provide improved services to your constituents. We must now, however, move forward and ensure that the facility is not only large enough, but that we secure an adequate number of judges in order to better meet the needs of family court users, as well as to avoid ‘burning out’ our current judges as a result of the extreme stress and high volume of cases.

“As you know, since your original appropriation in 2005, construction costs – following Hurricane Katrina – have risen substantially, resulting in our having to significantly scale-down our original design. Nevertheless, we remained confident that the facilities would still be able to accommodate a full range of judicial services for the Ewa region. However, since then, the cost of construction – statewide – has continued to increase, thereby requiring additional reductions to the facilities.

"In light of the increased construction costs, I reluctantly approved the redesign of the new juvenile detention facility. Rather than the 78 beds originally planned, the scaled-down detention facility will have a total of 66 beds. Moreover, in order to stay within the amount of the original appropriation, two of the twelve non-jury courtrooms in the Kapolei court building will have to remain unfinished and unusable. In addition, the original plan for one jury courtroom, associated jury deliberation room, and secure holding cells will necessarily have to wait, unless an additional appropriation is made this Session. The loss of these courtrooms and related facilities will seriously impact family court functions, postpone the closure of the Waianae District Court, which is currently housed in leased space, and delay providing a fuller range of court functions at Kapolei. Without an additional appropriation this Session, the acquisition of other critical design elements will also be delayed. Indeed, any delay in the construction and/or completion of any aspect of the facilities will lead to increased costs. Consequently, the Judiciary respectfully asks for your support and consideration of an additional appropriation of \$15.5 million this Session in order that the Kapolei Court Complex, slated for completion in 2010, will open with a full complement of courtrooms and a safer, although slightly smaller, juvenile detention facility. We also respectfully request your help in ensuring the sustainability of our current family court judges by providing them with assistance in the form of two additional family court judges.

"The parties in family-related disputes and our Family Court judges are only part of the equation in family court. The attorneys appointed by the court also play a critical role in representing parents in cases involving the termination of parental rights. In these cases, one of society's most important privileges – that of being a parent – is at stake. Parents involved in these termination cases often qualify for court-appointed attorneys because a majority of them are economically disadvantaged.

"Guardians ad litem, appointed by the court to represent the children in these cases also play a critical role – perhaps the most critical role because these guardians often become 'ohana' to the children with whom they interact. They respond to a child's telephone call for help at all hours of the day; they facilitate therapeutic placements; and, as importantly, they listen. A five-year-old girl, who was being adopted by her grandmother after the mother's parental rights had been terminated, was asked by the presiding judge, 'Who is that man standing next to you?' The child looked up at her court-appointed guardian ad litem, then looked back at the judge and said, 'He is my guardian angel!'

"For the past 20 years, court-appointed attorneys have been protecting the rights of parents – and guardians ad litem have been protecting the well-being of children – at \$40.00 an hour for work performed outside of court and \$60.00 for in-court time – which is significantly less than any other type of attorney-work in the State.

"We certainly appreciate the fact that, in 2005, you saw fit to raise the hourly rate for attorneys defending indigent criminal defendants, which became effective on July 1, 2006. As you recognized when considering and passing the 2005 legislation, the courts were finding it difficult to secure competent attorneys to accept court appointments, which created serious concerns among those who prosecute and those who defend indigent criminal defendants, such as increased cases on appeal and cases of ineffective assistance of counsel. I submit that considerations similar to those which prompted you to increase the hourly rate to \$90 for the attorneys representing indigent criminal defendants are applicable here. Thus, on behalf of the parents and especially the children involved in these termination

cases, the Judiciary respectfully requests your support and consideration of hourly fee increases for court-appointed attorneys and guardians ad litem in these parental rights cases.

"Ladies and gentlemen – my focus this morning has been primarily on our family court and the related issues regarding Kapolei, additional judges, and increased pay for attorneys and guardians ad litem in parental rights termination cases because the Judiciary is convinced that one of our state's greatest challenges is to provide our children a safe, loving, and nurturing environment in which they can flourish and grow into productive and law-abiding citizens, many of whom will become tomorrow's leaders. They certainly deserve no less. They – along with the rest of our citizenry – also deserve to have a justice system that is fair, impartial, and free of any undue influences.

"In an interview shortly before her retirement, Justice Sandra Day O'Connor said: 'The Framers [of our Constitution] understood quite well that, without judges who could enforce the Constitutional rights and guarantees without fear of retaliation, the Constitution would be meaningless. . . . The many calls for retaliation against judges for rulings in particular cases run directly counter to the concept of the Framers of the Constitution.'

"Given the current environment, with its various citizen-initiated initiatives aimed at the judicial decision-making process, our challenge – as judges, lawyers, and lawmakers – is to maintain the integrity of the third branch of government and to protect the courts from pressures – political or otherwise – that may affect, or be perceived as affecting, the decisions of the court. Whether our decisions are correct must be dictated by the law that applies equally to everyone and not by popular concerns of the moment that have not passed through legislative scrutiny. Generally, in any given case, the 'winner' will be happy, and the 'loser,' including those sympathetic to their cause, will not. Ultimately, however, it is the rule of law – equally and equitably applied – that we Americans choose to help us resolve our differences and to ensure civic order. In that regard, the Judiciary remains committed to the constitution and the rule of law and to rendering fair and impartial decisions, based upon the facts and the applicable law.

"On behalf of the dedicated employees of the Judiciary, we pledge our continued support and look forward to working collaboratively with each of you. Thank you for having me."

Speaker Say then rose and stated:

"Thank you, Chief Justice Moon. The Legislature looks forward to working with you this Session. We are cognizant that the judiciary is a branch of state government coequal with the legislative and executive branches, and we respect that status. We also respect you and the other justices, judges, and employees of the judiciary. This respect, as well as the goodwill between us, will surely lead to legislation that promotes the public good.

"Thank you, again. This Session is adjourned."

At 10:44 o'clock a.m., Speaker Say declared the Joint Session adjourned.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o'clock p.m. In consequence thereof, the following bills were introduced and placed on the calendar for further action on Friday, January 26, 2007:

Senate Bill

No. 1776 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senator Whalen.

No. 1777 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH SENATORIAL DISTRICT."

Introduced by: Senator Chun Oakland.

No. 1778 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Senators Chun Oakland, Fukunaga.

No. 1779 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Chun Oakland, Nishihara, Sakamoto, Ihara, Espero.

No. 1780 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Chun Oakland, Ihara, Fukunaga.

No. 1781 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Chun Oakland.

No. 1782 "A BILL FOR AN ACT RELATING TO PREGNANT WOMEN."

Introduced by: Senators Sakamoto, Hee.

No. 1783 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 1784 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII NATIVE HAWAIIAN PROGRAMS."

Introduced by: Senator Sakamoto.

No. 1785 "A BILL FOR AN ACT RELATING TO SCRAP METAL RECYCLING."

Introduced by: Senators Slom, Gabbard.

No. 1786 "A BILL FOR AN ACT RELATING TO THE PUBLIC AGENCY MEETINGS AND RECORDS ACT."

Introduced by: Senator Slom.

No. 1787 "A BILL FOR AN ACT RELATING TO THE USE OF FORCE."

Introduced by: Senator Slom.

No. 1788 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Tsutsui, Baker, English.

No. 1789 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS."

Introduced by: Senators Tsutsui, English, Baker.

No. 1790 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senators Tsutsui, Nishihara, Kim.

No. 1791 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Tsutsui.

No. 1792 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senators Tsutsui, Baker, English.

No. 1793 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Senators Kokubun, Tokuda, Fukunaga, Baker, Taniguchi, Bunda, Sakamoto, Tsutsui, English.

No. 1794 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Kokubun, by request.

No. 1795 "A BILL FOR AN ACT RELATING TO UNIVERSAL HEALTH CARE."

Introduced by: Senator Nishihara, by request.

No. 1796 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Nishihara, Ige.

No. 1797 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Introduced by: Senator Nishihara.

No. 1798 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."

Introduced by: Senators Fukunaga, Baker, Chun Oakland, Ige.

No. 1799 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senator Hooser.

No. 1800 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."

Introduced by: Senator Hooser.

No. 1801 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Sakamoto, Ige, Chun Oakland.

No. 1802 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators Ige, Baker, Ihara, Fukunaga, Chun Oakland.

No. 1803 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senators Ige, Chun Oakland, Fukunaga, Ihara, Hemmings.

No. 1804 "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND."

Introduced by: Senators Ige, Chun Oakland, Baker, Ihara, Fukunaga, Hemmings.

No. 1805 "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS."

Introduced by: Senators Ige, Baker, Ihara, Chun Oakland, Fukunaga, Hemmings.

No. 1806 "A BILL FOR AN ACT RELATING TO BONDS."

Introduced by: Senator Sakamoto.

No. 1807 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT."

Introduced by: Senator Espero.

No. 1808 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE AIEA-PEARL CITY DISTRICT."

Introduced by: Senators Ige, Menor, Sakamoto, Nishihara.

No. 1809 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Chun Oakland, Bunda, Hemmings, Menor, Nishihara, Hee, Ihara, Trimble, Gabbard, Sakamoto, Tokuda.

No. 1810 "A BILL FOR AN ACT RELATING TO BAIL ENFORCEMENT AGENTS."

Introduced by: Senators Espero, Chun Oakland, Bunda, Menor, Nishihara, Gabbard, Sakamoto.

No. 1811 "A BILL FOR AN ACT RELATING TO KALAELOA HARBOR."

Introduced by: Senators Espero, Sakamoto, Inouye, English.

No. 1812 "A BILL FOR AN ACT RELATING TO THE CIVIL SERVICE."

Introduced by: Senators Espero, Chun Oakland, Bunda, Hee, Baker, Nishihara, Taniguchi, Gabbard, Ige, Fukunaga, Ihara, Hanabusa.

No. 1813 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST SENATORIAL DISTRICT."

Introduced by: Senators Inouye, Kokubun, Ige.

No. 1814 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senators Inouye, Ige.

No. 1815 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Inouye.

No. 1816 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Inouye, Ige, Kokubun.

No. 1817 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PALLIATIVE CARE RESOURCES."

Introduced by: Senators Baker, Tsutsui, Chun Oakland, Fukunaga, Ige, Ihara.

No. 1818 "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS."

Introduced by: Senators Baker, Tsutsui, English.

No. 1819 "A BILL FOR AN ACT RELATING TO IRRIGATION SYSTEMS."

Introduced by: Senator Baker.

No. 1820 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Baker, Tsutsui, English, Sakamoto, Fukunaga.

No. 1821 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Senators Baker, Taniguchi.

No. 1822 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kim, Sakamoto, Tsutsui, Hooser, Gabbard, English, Hanabusa, Ihara, Hemmings, Espero, Fukunaga, Ige.

No. 1823 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Senators Kim, Nishihara, Tsutsui, Sakamoto, Kokubun, Espero, Taniguchi, Chun Oakland, English.

No. 1824 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kim, Tsutsui, Sakamoto, Hooser, English, Nishihara.

No. 1825 "A BILL FOR AN ACT RELATING TO TRAFFIC CODE."

Introduced by: Senators Kim, Ige, Hanabusa, Hooser, Ihara, Nishihara, Tsutsui.

No. 1826 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED COFFEE."

Introduced by: Senator Hee.

No. 1827 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS."

Introduced by: Senator Hee.

No. 1828 "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION."

Introduced by: Senators Hee, Nishihara, Kokubun.

No. 1829 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."

Introduced by: Senators Hee, Kokubun, Nishihara.

No. 1830 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senator Nishihara, by request.

No. 1831 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Senators Nishihara, English.

No. 1832 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Bunda, Espero, Chun Oakland, Fukunaga, Nishihara, Trimble, Hemmings, Gabbard, Sakamoto, Taniguchi.

No. 1833 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

Introduced by: Senators Bunda, Chun Oakland, Sakamoto, Espero, Nishihara, Hemmings, Hee, Trimble, Gabbard, English, Menor, Fukunaga, Taniguchi.

No. 1834 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."

Introduced by: Senator Bunda.

No. 1835 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda.

No. 1836 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Bunda.

No. 1837 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Fukunaga, Espero, Chun Oakland, Baker.

No. 1838 "A BILL FOR AN ACT RELATING TO KAKAAKO."

Introduced by: Senators Fukunaga, Chun Oakland, Slom, Hemmings.

No. 1839 "A BILL FOR AN ACT RELATING TO TAX SYSTEMS."

Introduced by: Senators Fukunaga, Chun Oakland, Ige, Baker, Tokuda, Espero, English, Nishihara, Bunda, Inouye, Kokubun.

No. 1840 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Fukunaga, Baker, Chun Oakland, Espero, Tsutsui, Ige, Hooser, Tokuda, Sakamoto, Ihara, Kokubun, Hanabusa, English, Nishihara, Bunda, Inouye.

No. 1841 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Introduced by: Senator Inouye.

No. 1842 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Hooser, Tsutsui.

No. 1843 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT MANOA."

Introduced by: Senator Hooser.

No. 1844 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH SENATORIAL DISTRICT."

Introduced by: Senator Hooser.

No. 1845 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII BY ADDING A NEW ARTICLE AND BY AMENDING ARTICLES III AND XVII TO PROVIDE FOR A CITIZENS ASSEMBLY AND TO AUTHORIZE THE CITIZENS ASSEMBLY TO PROPOSE CONSTITUTIONAL AND STATUTORY REVISION OR AMENDMENTS TO THE LAWS GOVERNING ELECTIONS, POLITICAL CAMPAIGNS, ETHICS, AND PUBLIC ACCESS TO INFORMATION BY REFERENDUM."

Introduced by: Senator Ihara.

No. 1846 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."

Introduced by: Senator Ihara.

No. 1847 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Ihara, by request.

No. 1848 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION."

Introduced by: Senator Ihara.

No. 1849 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING."

Introduced by: Senator Ihara.

No. 1850 "A BILL FOR AN ACT RELATING TO WATER."

- Introduced by: Senator Tokuda.
- No. 1851 "A BILL FOR AN ACT RELATING TO DECLARATORY RELIEF."
- Introduced by: Senator Tokuda.
- No. 1852 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH SENATORIAL DISTRICT."
- Introduced by: Senator English.
- No. 1853 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."
- Introduced by: Senators English, Ihara, Espero, Nishihara, Tsutsui, Hemmings, Kokubun, Ige.
- No. 1854 "A BILL FOR AN ACT RELATING TO TARO."
- Introduced by: Senators English, Chun Oakland, Ige, Espero, Gabbard.
- No. 1855 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
- Introduced by: Senators English, Nishihara, Chun Oakland, Tokuda, Espero, Hooser, Baker, Tsutsui, Bunda, Fukunaga.
- No. 1856 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- Introduced by: Senators English, by request, Chun Oakland, Espero, Gabbard, Trimble.
- No. 1857 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TENTH SENATORIAL DISTRICT."
- Introduced by: Senator Taniguchi.
- No. 1858 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETICS IN PUBLIC SCHOOLS."
- Introduced by: Senator Taniguchi.
- No. 1859 "A BILL FOR AN ACT RELATING TO HOUSING."
- Introduced by: Senator Taniguchi.
- No. 1860 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- Introduced by: Senator Taniguchi.
- No. 1861 "A BILL FOR AN ACT RELATING TO PUBLIC INTEREST ATTORNEYS."
- Introduced by: Senator Taniguchi.
- No. 1862 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
- Introduced by: Senator Menor, by request.
- No. 1863 "A BILL FOR AN ACT RELATING TO GASOLINE."
- Introduced by: Senator Menor.
- No. 1864 "A BILL FOR AN ACT RELATING TO OMNIBUS HOUSING ACT."
- Introduced by: Senators Menor, Chun Oakland, Espero, Ige, Fukunaga, Hooser, Bunda, Gabbard, Baker, Tokuda.
- No. 1865 "A BILL FOR AN ACT RELATING TO INTEGRATED SOLID WASTE MANAGEMENT."
- Introduced by: Senators Menor, Chun Oakland, Baker, Nishihara, Ige, Fukunaga, Hooser, Bunda, Taniguchi, Gabbard.
- No. 1866 "A BILL FOR AN ACT RELATING TO ENERGY."
- Introduced by: Senators Menor, Espero, Ige, Fukunaga, Chun Oakland, Hooser, Bunda, Tokuda, Baker, Gabbard.
- No. 1867 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- Introduced by: Senator Hooser.
- No. 1868 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- Introduced by: Senator Hooser.
- No. 1869 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- Introduced by: Senator Hooser.
- No. 1870 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
- Introduced by: Senator Hooser.
- No. 1871 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
- Introduced by: Senator Hooser.
- No. 1872 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Hooser.
- No. 1873 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Hooser.
- No. 1874 "A BILL FOR AN ACT RELATING TO WATER."
- Introduced by: Senator Hooser.
- No. 1875 "A BILL FOR AN ACT RELATING TO WATER."
- Introduced by: Senator Hooser.
- No. 1876 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

- Introduced by: Senator Hooser.
- No. 1877 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."
- Introduced by: Senator Hooser.
- No. 1878 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- Introduced by: Senator Hooser.
- No. 1879 "A BILL FOR AN ACT RELATING TO LAND TRANSFER."
- Introduced by: Senator Hooser.
- No. 1880 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH SERVICES."
- Introduced by: Senator Hooser.
- No. 1881 "A BILL FOR AN ACT RELATING TO PSYCHIATRIC HEALTH SERVICES."
- Introduced by: Senator Hooser.
- No. 1882 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Baker, Fukunaga, Ige, Nishihara, Inouye, Chun Oakland, Sakamoto, Ihara, Tokuda, Hanabusa, Hooser, Taniguchi, Tsutsui, English, Kim.
- No. 1883 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- Introduced by: Senator Slom.
- No. 1884 "A BILL FOR AN ACT RELATING TO STATE FINANCES."
- Introduced by: Senator Slom.
- No. 1885 "A BILL FOR AN ACT RELATING TO GASOLINE."
- Introduced by: Senators Hemmings, Slom, English, Hooser, Gabbard.
- No. 1886 "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION."
- Introduced by: Senators Hemmings, Chun Oakland, Gabbard, Slom, Ige, Nishihara.
- No. 1887 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
- Introduced by: Senators Hemmings, Ige, Nishihara, Gabbard.
- No. 1888 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."
- Introduced by: Senators Hemmings, Gabbard, Ige.
- No. 1889 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Gabbard.
- No. 1890 "A BILL FOR AN ACT RELATING TO TRANSIENT VACATION RENTALS."
- Introduced by: Senator Gabbard.
- No. 1891 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senators Gabbard, Ige, Espero, Bunda.
- No. 1892 "A BILL FOR AN ACT RELATING TO SEX OFFENDER REGISTRATION."
- Introduced by: Senators Gabbard, Slom.
- No. 1893 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR RESIDENTIAL EMERGENCY SAFE ROOMS"
- Introduced by: Senators Trimble, Espero, Chun Oakland, Gabbard, Nishihara, Bunda, Slom, Hemmings, Menor, Hooser.
- No. 1894 "A BILL FOR AN ACT RELATING TO RESEARCH CORPORATION UNIVERSITY OF HAWAII."
- Introduced by: Senators Trimble, Chun Oakland, Gabbard, Nishihara, Bunda, Slom, Hemmings, Espero, Menor, English, Hooser.
- No. 1895 "A BILL FOR AN ACT RELATING TO WINDFALL PROFITS EARNED BY ENERGY COMPANIES."
- Introduced by: Senators Trimble, Chun Oakland, Bunda, Hemmings, English.
- No. 1896 "A BILL FOR AN ACT RELATING TO THE STATE PLAN."
- Introduced by: Senators Trimble, Gabbard, Chun Oakland, Bunda, Slom, English, Menor, Hooser, Hemmings, Espero.
- No. 1897 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Trimble, Fukunaga.
- No. 1898 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.
- No. 1899 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.
- No. 1900 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION"
- Introduced by: Senators Hemmings, Whalen, Gabbard, Slom, Trimble.

No. 1901 "A BILL FOR AN ACT RELATING TO PENALTIES IMPOSED ON REPEAT VIOLENT OR SEXUAL OFFENDERS."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom, Trimble.

No. 1902 "A BILL FOR AN ACT RELATING TO A CHARTER SCHOOL FOR AUTISTIC CHILDREN."

Introduced by: Senators Hemmings, Whalen, Trimble, Slom, Gabbard.

No. 1903 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.

No. 1904 "A BILL FOR AN ACT RELATING TO PARENTAL NOTIFICATION BEFORE AN ABORTION MAY BE PERFORMED ON CERTAIN MINORS."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.

No. 1905 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hemmings, Trimble, Whalen, Slom.

No. 1906 "A BILL FOR AN ACT RELATING TO CONFORMING STATE STANDARD DEDUCTION TO FEDERAL STANDARD DEDUCTION."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom, Trimble.

No. 1907 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."

Introduced by: Senators Whalen, Gabbard, Slom, Trimble.

No. 1908 "A BILL FOR AN ACT RELATING TO FUEL TAX."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.

No. 1909 "A BILL FOR AN ACT RELATING TO COLLEGE SAVINGS PROGRAM."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom.

No. 1910 "A BILL FOR AN ACT RELATING TO MARITIME INDUSTRY OPPORTUNITY ZONES."

Introduced by: Senators Hemmings, Whalen, Trimble, Gabbard, Slom.

No. 1911 "A BILL FOR AN ACT RELATING TO SPACE OPPORTUNITY ZONES."

Introduced by: Senators Hemmings, Whalen, Trimble, Gabbard, Slom.

No. 1912 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Hemmings, Whalen, Gabbard, Slom, Trimble.

No. 1913 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY OPPORTUNITY ZONES."

Introduced by: Senators Hemmings, Whalen, Trimble, Gabbard, Slom.

No. 1914 "A BILL FOR AN ACT RELATING TO CREATION OF AN OCEAN BOARD AND OCEAN ZONING MASTER PLAN."

Introduced by: Senators Hemmings, Slom, Trimble, Gabbard.

No. 1915 "A BILL FOR AN ACT RELATING TO HYDROGEN."

Introduced by: Senators Hemmings, Whalen, Trimble, Gabbard, Slom.

No. 1916 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Ihara, Chun Oakland, Baker, Tokuda, Hanabusa, Hooser, Tsutsui, Sakamoto, Espero, Kokubun, English, Fukunaga, Bunda, Nishihara, Ige, Hee, Taniguchi.

No. 1917 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun Oakland, Menor, Sakamoto, Kokubun, Tsutsui, English, Espero, Kim, Tokuda, Fukunaga, Baker, Ige, Nishihara, Inouye, Hooser, Hanabusa, Ihara.

No. 1918 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."

Introduced by: Senators Chun Oakland, Sakamoto, Baker, Fukunaga, Tsutsui, English, Espero, Inouye, Tokuda, Kim, Menor, Ige, Ihara, Nishihara, Hooser, Hanabusa, Taniguchi, Kokubun.

No. 1919 "A BILL FOR AN ACT RELATING TO ASSET BUILDING."

Introduced by: Senators Hooser, English, Tsutsui, Sakamoto, Ihara, Nishihara, Taniguchi, Baker, Hanabusa, Chun Oakland, Fukunaga, Kokubun, Tokuda, Ige.

No. 1920 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Fukunaga, Espero, Kim, Hooser, Tokuda, Chun Oakland, Tsutsui, Hanabusa, Sakamoto, Kokubun, Ige, Ihara, English, Baker, Nishihara.

No. 1921 "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING."

Introduced by: Senators Fukunaga, Chun Oakland, Sakamoto, Tokuda, Inouye, Hooser, Hanabusa, Tsutsui, Espero, English, Ige, Ihara, Nishihara, Baker, Kim, Taniguchi, Kokubun.

No. 1922 "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA."

Introduced by: Senators Hanabusa, Fukunaga, Inouye, Chun Oakland, Sakamoto, Tokuda, Hooser, English, Kokubun, Kim, Espero, Ige, Ihara, Nishihara, Baker, Tsutsui, Taniguchi.

No. 1923 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."

Introduced by: Senators Kokubun, Ihara, Baker, English, Fukunaga, Nishihara, Espero, Ige, Chun Oakland, Tokuda, Sakamoto, Taniguchi, Tsutsui, Hanabusa, Hooser, Kim.

No. 1924 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."

Introduced by: Senators Kokubun, Ihara, Baker, Fukunaga, Chun Oakland, Hooser, Sakamoto, Ige, Tsutsui, Tokuda, Hanabusa, Espero, English, Nishihara, Taniguchi, Kim.

No. 1925 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Senators Kokubun, Hanabusa, English, Tokuda, Taniguchi, Sakamoto, Tsutsui, Espero, Hee, Fukunaga, Baker, Chun Oakland, Nishihara, Ige, Hooser, Ihara.

No. 1926 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."

Introduced by: Senators Ihara, Kim, English, Tsutsui, Sakamoto, Chun Oakland, Fukunaga, Ige, Espero, Kokubun, Menor, Nishihara, Tokuda, Baker, Inouye, Hooser, Hanabusa, Taniguchi, Hee.

No. 1927 "A BILL FOR AN ACT RELATING TO BUDGET TRANSPARENCY."

Introduced by: Senators Ihara, Kim, English, Tsutsui, Sakamoto, Chun Oakland, Fukunaga, Ige, Kokubun, Menor, Nishihara, Tokuda, Baker, Hooser, Inouye, Hanabusa, Taniguchi, Hee.

No. 1928 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."

Introduced by: Senators Ihara, Kim, English, Tsutsui, Sakamoto, Chun Oakland, Ige, Kokubun, Menor, Nishihara, Tokuda, Baker, Inouye, Hooser, Hanabusa, Hee, Fukunaga, Espero.

No. 1929 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

Introduced by: Senators Kim, Tsutsui, Ige, Espero, Menor, Ihara, Kokubun, Fukunaga, Nishihara, Tokuda, Baker, Inouye, Hooser, English, Hanabusa, Chun Oakland.

No. 1930 "A BILL FOR AN ACT RELATING TO THE COMMISSION TO REVIEW STATE GOVERNMENT OPERATIONS."

Introduced by: Senators Kim, Tsutsui, Inouye, Sakamoto, Espero, Ihara, Tokuda, English, Chun Oakland, Ige, Menor, Kokubun, Nishihara, Fukunaga, Baker, Hooser, Hanabusa.

No. 1931 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Menor, English, Tsutsui, Kokubun, Espero, Ige, Tokuda, Nishihara, Baker, Hooser, Taniguchi, Ihara, Kim, Fukunaga, Hanabusa.

No. 1932 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Tsutsui, English, Menor, Espero, Kokubun, Taniguchi, Kim, Ihara, Nishihara, Tokuda, Inouye, Hooser, Ige, Fukunaga, Baker, Hanabusa.

No. 1933 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Menor, English, Tsutsui, Espero, Ige, Inouye, Nishihara, Tokuda, Hooser, Hanabusa, Kim, Ihara, Kokubun, Fukunaga, Baker.

No. 1934 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hooser, Chun Oakland, Ige, English, Tsutsui, Menor, Fukunaga, Taniguchi, Baker.

No. 1935 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Senators Hooser, Chun Oakland, Ige, Bunda, English, Menor, Fukunaga, Tsutsui, Baker, Taniguchi.

No. 1936 "A BILL FOR AN ACT RELATING TO THE COLLEGE SAVINGS ACCOUNT PROGRAM."

Introduced by: Senators Hooser, Chun Oakland, Ige, English, Espero, Menor, Fukunaga, Taniguchi, Tsutsui, Baker.

No. 1937 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."

Introduced by: Senators Hooser, Chun Oakland, Ige, English, Espero, Menor, Fukunaga, Tsutsui, Baker.

No. 1938 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Hooser, Chun Oakland, Ige, English, Espero, Menor, Fukunaga, Tsutsui, Baker.

No. 1939 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senators Hooser, Ige, Bunda, English, Chun Oakland, Menor, Fukunaga, Tsutsui, Baker.

No. 1940 "A BILL FOR AN ACT RELATING TO HOMEOWNERSHIP."

Introduced by: Senators Hooser, Chun Oakland.

No. 1941 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IRRIGATION SYSTEMS AND RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE STATE."

Introduced by: Senator Kokubun.

No. 1942 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Kokubun, Hanabusa.

No. 1943 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Kokubun, Hanabusa.

No. 1944 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hanabusa, by request.

No. 1945 "A BILL FOR AN ACT RELATING TO DAM SAFETY."

Introduced by: Senator Hanabusa, by request.

No. 1946 "A BILL FOR AN ACT RELATING TO DAM SAFETY."

Introduced by: Senator Hanabusa, by request.

No. 1947 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Hanabusa, by request.

No. 1948 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII."

Introduced by: Senator Hanabusa, by request.

No. 1949 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1950 "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES."

Introduced by: Senator Hanabusa, by request.

No. 1951 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hanabusa, by request.

No. 1952 "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES."

Introduced by: Senator Hanabusa, by request.

No. 1953 "A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES."

Introduced by: Senator Hanabusa, by request.

No. 1954 "A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES."

Introduced by: Senator Hanabusa, by request.

No. 1955 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senator Hanabusa, by request.

No. 1956 "A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE."

Introduced by: Senator Hanabusa, by request.

No. 1957 "A BILL FOR AN ACT RELATING TO CODE OF ETHICS."

Introduced by: Senator Hanabusa, by request.

No. 1958 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."

Introduced by: Senator Hanabusa, by request.

No. 1959 "A BILL FOR AN ACT RELATING TO PESTICIDES."

Introduced by: Senator Hanabusa, by request.

No. 1960 "A BILL FOR AN ACT RELATING TO THE USE OF HERBICIDES."

Introduced by: Senator Hanabusa, by request.

No. 1961 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senator Hanabusa, by request.

No. 1962 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hanabusa, by request.

No. 1963 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Senator Hanabusa, by request.

No. 1964 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Hanabusa, by request.

No. 1965 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Hanabusa, by request.

No. 1966 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Senator Hanabusa, by request.

No. 1967 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Hanabusa, by request.

No. 1968 "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD."

Introduced by: Senator Hanabusa, by request.

No. 1969 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."

Introduced by: Senator Hanabusa, by request.

No. 1970 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senator Hanabusa, by request.

No. 1971 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Hanabusa, by request.

No. 1972 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE JUDICIARY."

Introduced by: Senator Hanabusa, by request.

No. 1973 "A BILL FOR AN ACT RELATING TO TRANS FAT IN FOOD SERVICE ESTABLISHMENTS."

Introduced by: Senator Hanabusa, by request.

No. 1974 "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION."

Introduced by: Senator Hanabusa, by request.

No. 1975 "A BILL FOR AN ACT RELATING TO TAXES."

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No. 1976 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

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No. 1977 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATE-OWNED AIRCRAFT."

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No. 1978 "A BILL FOR AN ACT RELATING TO SHARK FEEDING."

Introduced by: Senator Hanabusa, by request.

No. 1979 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

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No. 1980 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

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No. 1981 "A BILL FOR AN ACT RELATING TO EDUCATION."

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No. 1983 "A BILL FOR AN ACT RELATING TO INTERNATIONAL LIAISON FOR THE LEGISLATURE."

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No. 1985 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Senator Hanabusa, by request.

No. 1986 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

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No. 1987 "A BILL FOR AN ACT RELATING TO AFFORDABLE RENTAL HOUSING."

Introduced by: Senator Hanabusa, by request.

No. 1988 "A BILL FOR AN ACT RELATING TO HONEY."

Introduced by: Senator Hanabusa, by request.

No. 1989 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Hanabusa, by request.

No. 1990 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Hanabusa, by request.

No. 1991 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES."

Introduced by: Senators Hanabusa, by request, Chun Oakland.

No. 1992 "A BILL FOR AN ACT RELATING TO LEEWARD COAST IMPROVEMENTS."

Introduced by: Senator Hanabusa.

No. 1993 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Hanabusa, Taniguchi, Hee, Tokuda, Ige, Kokubun, Fukunaga.

No. 1994 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT MANOA."

Introduced by: Senators Hanabusa, Taniguchi.

No. 1995 "A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY."

Introduced by: Senator Hanabusa.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Friday, January 26, 2007.

SIXTH DAY

Friday, January 26, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Fifth Day.

At this time, the following introductions of student "shadows" participating in the Future Leaders Exchange (FLEX) and the Youth Exchange and Study (YES) programs were made to the members of the Senate:

Senator Kokubun introduced his shadow, Ilona Stelvaga from Kazakhstan; and President Hanabusa's shadows, Mohammed Mayyas from Jordan and Aso Raqih from Iraq;

Senator Hemmings introduced his shadow, Valeriya Nechayeva from Russia;

Senator Sakamoto introduced his shadow, Asma Gouba from Tunisia;

Senator Chun Oakland introduced her shadow, Sofiya Khvan from Tajikistan;

Senator Ihara introduced his shadow, Anastasiya Kryvulya from Ukraine;

Senator Ige introduced his shadow, Rashid Zhusupov from Kazakhstan;

Senator Hooser introduced his shadow, Sarwat Murtaza from Pakistan;

Senator Nishihara introduced his shadow, Dmitriy Agafonov from Russia;

Senator Slom introduced his shadow, Galym Kulov from Kazakhstan; and

Senator Tokuda introduced her shadow, Sameirah Ahsan from Bangladesh.

Accompanying the students was Barbara Bancel, Executive Director of the International Hospitality Center.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 236 to 239) were read by the Clerk and were placed on file:

Gov. Msg. No. 236, dated January 12, 2007, transmitting the Hawaii Employer-Union Health Benefits Trust Fund's Annual Report for Fiscal Year 2005-06.

Gov. Msg. No. 237, dated January 23, 2007, transmitting the High Technology Innovation Corporation's 2006 Annual Report, pursuant to Section 206M-56, HRS.

Gov. Msg. No. 238, dated January 22, 2007, transmitting a Report on Expenditures Relating to Emergency Relief for

Natural Disasters, prepared by the Department of the Attorney General pursuant to Act 118, Section 24, SLH 2006.

Gov. Msg. No. 239, dated December 14, 2006, transmitting the Pesticide Use Revolving Fund Annual Report for Fiscal Year Ending June 30, 2006, prepared by the Department of Agriculture pursuant to Section 149A-13.5, HRS.

ORDER OF THE DAY

FIRST READING

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1776 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

No. 1777 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH SENATORIAL DISTRICT."

No. 1778 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

No. 1779 "A BILL FOR AN ACT RELATING TO CHILDREN."

No. 1780 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

No. 1781 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

No. 1782 "A BILL FOR AN ACT RELATING TO PREGNANT WOMEN."

No. 1783 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 1784 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII NATIVE HAWAIIAN PROGRAMS."

No. 1785 "A BILL FOR AN ACT RELATING TO SCRAP METAL RECYCLING."

No. 1786 "A BILL FOR AN ACT RELATING TO THE PUBLIC AGENCY MEETINGS AND RECORDS ACT."

No. 1787 "A BILL FOR AN ACT RELATING TO THE USE OF FORCE."

No. 1788 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

No. 1789 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS."

No. 1790 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

No. 1791 "A BILL FOR AN ACT RELATING TO HEALTH."

- No. 1792 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."
- No. 1793 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- No. 1794 "A BILL FOR AN ACT RELATING TO COUNTIES."
- No. 1795 "A BILL FOR AN ACT RELATING TO UNIVERSAL HEALTH CARE."
- No. 1796 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT."
- No. 1797 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 1798 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."
- No. 1799 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 1800 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."
- No. 1801 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT."
- No. 1802 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
- No. 1803 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 1804 "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND."
- No. 1805 "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS."
- No. 1806 "A BILL FOR AN ACT RELATING TO BONDS."
- No. 1807 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT."
- No. 1808 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE AIEA-PEARL CITY DISTRICT."
- No. 1809 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 1810 "A BILL FOR AN ACT RELATING TO BAIL ENFORCEMENT AGENTS."
- No. 1811 "A BILL FOR AN ACT RELATING TO KALAELOA HARBOR."
- No. 1812 "A BILL FOR AN ACT RELATING TO THE CIVIL SERVICE."
- No. 1813 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST SENATORIAL DISTRICT."
- No. 1814 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 1815 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 1816 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- No. 1817 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PALLIATIVE CARE RESOURCES."
- No. 1818 "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS."
- No. 1819 "A BILL FOR AN ACT RELATING TO IRRIGATION SYSTEMS."
- No. 1820 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."
- No. 1821 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."
- No. 1822 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1823 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."
- No. 1824 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1825 "A BILL FOR AN ACT RELATING TO TRAFFIC CODE."
- No. 1826 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED COFFEE."
- No. 1827 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS."
- No. 1828 "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION."
- No. 1829 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."
- No. 1830 "A BILL FOR AN ACT RELATING TO LABOR."
- No. 1831 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."
- No. 1832 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1833 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."
- No. 1834 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."
- No. 1835 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1836 "A BILL FOR AN ACT RELATING TO HOUSING."

- No. 1837 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 1838 "A BILL FOR AN ACT RELATING TO KAKAAKO."
- No. 1839 "A BILL FOR AN ACT RELATING TO TAX SYSTEMS."
- No. 1840 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1841 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- No. 1842 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1843 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT MANOA."
- No. 1844 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH SENATORIAL DISTRICT."
- No. 1845 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII BY ADDING A NEW ARTICLE AND BY AMENDING ARTICLES III AND XVII TO PROVIDE FOR A CITIZENS ASSEMBLY AND TO AUTHORIZE THE CITIZENS ASSEMBLY TO PROPOSE CONSTITUTIONAL AND STATUTORY REVISION OR AMENDMENTS TO THE LAWS GOVERNING ELECTIONS, POLITICAL CAMPAIGNS, ETHICS, AND PUBLIC ACCESS TO INFORMATION BY REFERENDUM."
- No. 1846 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."
- No. 1847 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- No. 1848 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION."
- No. 1849 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING."
- No. 1850 "A BILL FOR AN ACT RELATING TO WATER."
- No. 1851 "A BILL FOR AN ACT RELATING TO DECLARATORY RELIEF."
- No. 1852 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH SENATORIAL DISTRICT."
- No. 1853 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."
- No. 1854 "A BILL FOR AN ACT RELATING TO TARO."
- No. 1855 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
- No. 1856 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- No. 1857 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TENTH SENATORIAL DISTRICT."
- No. 1858 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETICS IN PUBLIC SCHOOLS."
- No. 1859 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1860 "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE."
- No. 1861 "A BILL FOR AN ACT RELATING TO PUBLIC INTEREST ATTORNEYS."
- No. 1862 "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS."
- No. 1863 "A BILL FOR AN ACT RELATING TO GASOLINE."
- No. 1864 "A BILL FOR AN ACT RELATING TO OMNIBUS HOUSING ACT."
- No. 1865 "A BILL FOR AN ACT RELATING TO INTEGRATED SOLID WASTE MANAGEMENT."
- No. 1866 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 1867 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 1868 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 1869 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 1870 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
- No. 1871 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
- No. 1872 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 1873 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 1874 "A BILL FOR AN ACT RELATING TO WATER."
- No. 1875 "A BILL FOR AN ACT RELATING TO WATER."
- No. 1876 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."
- No. 1877 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."
- No. 1878 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- No. 1879 "A BILL FOR AN ACT RELATING TO LAND TRANSFER."

- No. 1880 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH SERVICES."
- No. 1881 "A BILL FOR AN ACT RELATING TO PSYCHIATRIC HEALTH SERVICES."
- No. 1882 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1883 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 1884 "A BILL FOR AN ACT RELATING TO STATE FINANCES."
- No. 1885 "A BILL FOR AN ACT RELATING TO GASOLINE."
- No. 1886 "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION."
- No. 1887 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
- No. 1888 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."
- No. 1889 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1890 "A BILL FOR AN ACT RELATING TO TRANSIENT VACATION RENTALS."
- No. 1891 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- No. 1892 "A BILL FOR AN ACT RELATING TO SEX OFFENDER REGISTRATION."
- No. 1893 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS FOR RESIDENTIAL EMERGENCY SAFE ROOMS"
- No. 1894 "A BILL FOR AN ACT RELATING TO RESEARCH CORPORATION UNIVERSITY OF HAWAII."
- No. 1895 "A BILL FOR AN ACT RELATING TO WINDFALL PROFITS EARNED BY ENERGY COMPANIES."
- No. 1896 "A BILL FOR AN ACT RELATING TO THE STATE PLAN."
- No. 1897 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- No. 1898 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 1899 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1900 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION"
- No. 1901 "A BILL FOR AN ACT RELATING TO PENALTIES IMPOSED ON REPEAT VIOLENT OR SEXUAL OFFENDERS."
- No. 1902 "A BILL FOR AN ACT RELATING TO A CHARTER SCHOOL FOR AUTISTIC CHILDREN."
- No. 1903 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."
- No. 1904 "A BILL FOR AN ACT RELATING TO PARENTAL NOTIFICATION BEFORE AN ABORTION MAY BE PERFORMED ON CERTAIN MINORS."
- No. 1905 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1906 "A BILL FOR AN ACT RELATING TO CONFORMING STATE STANDARD DEDUCTION TO FEDERAL STANDARD DEDUCTION."
- No. 1907 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."
- No. 1908 "A BILL FOR AN ACT RELATING TO FUEL TAX."
- No. 1909 "A BILL FOR AN ACT RELATING TO COLLEGE SAVINGS PROGRAM."
- No. 1910 "A BILL FOR AN ACT RELATING TO MARITIME INDUSTRY OPPORTUNITY ZONES."
- No. 1911 "A BILL FOR AN ACT RELATING TO SPACE OPPORTUNITY ZONES."
- No. 1912 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 1913 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY OPPORTUNITY ZONES."
- No. 1914 "A BILL FOR AN ACT RELATING TO CREATION OF AN OCEAN BOARD AND OCEAN ZONING MASTER PLAN."
- No. 1915 "A BILL FOR AN ACT RELATING TO HYDROGEN."
- No. 1916 "A BILL FOR AN ACT RELATING TO CAREGIVING."
- No. 1917 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1918 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."
- No. 1919 "A BILL FOR AN ACT RELATING TO ASSET BUILDING."
- No. 1920 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1921 "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING."
- No. 1922 "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA."
- No. 1923 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- No. 1924 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."

- No. 1925 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."
- No. 1926 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."
- No. 1927 "A BILL FOR AN ACT RELATING TO BUDGET TRANSPARENCY."
- No. 1928 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- No. 1929 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
- No. 1930 "A BILL FOR AN ACT RELATING TO THE COMMISSION TO REVIEW STATE GOVERNMENT OPERATIONS."
- No. 1931 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1932 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1933 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 1934 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1935 "A BILL FOR AN ACT RELATING TO CHECK CASHING."
- No. 1936 "A BILL FOR AN ACT RELATING TO THE COLLEGE SAVINGS ACCOUNT PROGRAM."
- No. 1937 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."
- No. 1938 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
- No. 1939 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."
- No. 1940 "A BILL FOR AN ACT RELATING TO HOMEOWNERSHIP."
- No. 1941 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IRRIGATION SYSTEMS AND RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE STATE."
- No. 1942 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 1943 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 1944 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- No. 1945 "A BILL FOR AN ACT RELATING TO DAM SAFETY."
- No. 1946 "A BILL FOR AN ACT RELATING TO DAM SAFETY."
- No. 1947 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
- No. 1948 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII."
- No. 1949 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 1950 "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES."
- No. 1951 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1952 "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES."
- No. 1953 "A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES."
- No. 1954 "A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES."
- No. 1955 "A BILL FOR AN ACT RELATING TO THE BUDGET."
- No. 1956 "A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE."
- No. 1957 "A BILL FOR AN ACT RELATING TO CODE OF ETHICS."
- No. 1958 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."
- No. 1959 "A BILL FOR AN ACT RELATING TO PESTICIDES."
- No. 1960 "A BILL FOR AN ACT RELATING TO THE USE OF HERBICIDES."
- No. 1961 "A BILL FOR AN ACT RELATING TO BAIL."
- No. 1962 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 1963 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- No. 1964 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 1965 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 1966 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."
- No. 1967 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 1968 "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD."
- No. 1969 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."

No. 1970 "A BILL FOR AN ACT RELATING TO SMOKING."

No. 1971 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

No. 1972 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE JUDICIARY."

No. 1973 "A BILL FOR AN ACT RELATING TO TRANS FAT IN FOOD SERVICE ESTABLISHMENTS."

No. 1974 "A BILL FOR AN ACT RELATING TO VEHICLE REGISTRATION."

No. 1975 "A BILL FOR AN ACT RELATING TO TAXES."

No. 1976 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

No. 1977 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATE-OWNED AIRCRAFT."

No. 1978 "A BILL FOR AN ACT RELATING TO SHARK FEEDING."

No. 1979 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

No. 1980 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

No. 1981 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 1982 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSE."

No. 1983 "A BILL FOR AN ACT RELATING TO INTERNATIONAL LIAISON FOR THE LEGISLATURE."

No. 1984 "A BILL FOR AN ACT RELATING TO MANAGEMENT OF STATE FUNDS."

No. 1985 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

No. 1986 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

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No. 1990 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

No. 1991 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES."

No. 1992 "A BILL FOR AN ACT RELATING TO LEEWARD COAST IMPROVEMENTS."

No. 1993 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

No. 1994 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT MANOA."

No. 1995 "A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY."

THIRD READING

S.B. No. 638, S.D. 1:

Senator Baker moved that S.B. No. 638, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Kim rose in support of the measure and said:

"Madam President, I rise in support of the legislative budget.

"Madam President, I agree with today's Star Bulletin's editorial that 'Isle lawmakers need to rein in expenses.' That's exactly what I tried to do last year and my actions will substantiate this, Madam President. Too bad the Star Bulletin didn't at that time write an editorial or they didn't write one for the budget in 2005 when it was a 16.4 percent increase, and last year when the budget proposal was for an 18 percent increase. Both years were far greater than this year's 11.9 percent.

"The proposed 18 percent increase last year was not justified at the time since we received no specifics to that increase. I tried to scrutinize the budget then. I emphasize the word 'tried' because I had to write ten memos to the Clerk requesting information and two OIP requests for assistance in receiving budget information from the Clerk's Office and I still had trouble getting the pertinent information. I stood on this very Floor in this very same spot and repeatedly asked for those numbers. And despite that, we managed to cut the budget from 18 percent to 12.4 percent, that which we could justify at the time. Our new Clerk, who started in December, is still reviewing the expenditures, Madam President, and working on understanding the past practices of the administration of the Senate budget.

"This year's budget reflects uncertainties in the expenditures from the previous budget, the lack of planning for our future needs, and unanticipated expenses for the printing of the constitutional amendments and the vacation payouts. It also reflects the adoption of the Senate's first ever administrative and financial manual. In order to detail in writing for the public and for the Senators, policies involving everything from salaries to procurement, ethic codes to travel allowances, postage and copying policies to financial reporting, these costs must be reflected in the budget whether or not this budget will utilize it.

"In responding to calls for more openness and transparency, we also need accuracy. And while I agree with the Star Bulletin's call to rein in expenses, the numbers they used to make their point is muddy, at best. It appears they double counted the \$5.4 million appropriation for the Auditor's revolving funds. Let me also point out more glaring inaccuracies. In the editorial this morning, the statement is made that a 42 percent budget boost from last year's allocation to this year sounds excessive. Madam President, the fact is the record reflects that should S.B. No. 638, S.D. 1, pass as is, there would be a 19.49 percent increase in the overall legislative budget.

"Another statement: 'The Legislature is poised to approve itself a \$38.8 million budget for the current session, an \$11.5

million jump from 2006.' The fact is the record reflects that S.B. No. 638, S.D. 1, is proposing an overall budget increase of \$33 million. This would result in an increase of \$5.4 million, a 19.49 percent increase.

"And finally, the editorial states: 'That still drops more than \$6 million into lawmakers' pockets.' The fact is S.B. No. 638, S.D. 1, increases the 2007 budget for the Senate by \$817,000 which approximates to 11.89 percent.

"Madam President, I certainly look forward to a correction by the Star Bulletin in Monday's editorial and I hope that their veteran legislative reporter will get the accurate information and report it correctly.

"Thank you."

Senator Bunda rose in support with reservations as follows:

"Madam President, I rise in support of the budget with reservations.

"First, Madam Chair, there are still many unanswered questions regarding this proposed budget. There have been only vague public explanations for the inflated budget, generalities that indicate the increase is slush for budget decisions to be made down the road, and was the very thing so adamantly denounced in the past.

"In addition to the million dollar increase we are about to approve today, Madam President, the December budget showed a carryover balance of \$1.8 million at the start of 2007. The proposed increase may or may not be warranted, but at this point, who knows. The rather insistent demand last year for transparency has gone from a roar to a whisper.

"Second, I'd like to set the record straight, Madam President; this Body delayed passage of the 2006 operating budget over a counterproductive internal squabble . . . and it's that simple. Now, the arbitrary reductions have been restored and then some.

"My 'yes' vote on this budget, Madam President, is a vote of confidence in your ability to avoid such confrontations in the future and to put public concerns ahead of personal agendas. To that end, Madam President, I encourage you to open up the budget to public scrutiny.

"I recall tuning in to Hawaii Public Radio listening to you, Madam President, prior to opening day. You and the members of the new team announced that transparency would be the hallmark of your leadership. I trust you will strive to replace the vagueness of this budget with more accurate information in the future.

"Madam President, as you may already know, after a congressional campaign of your own, that both the Clerk of the United States House of Representatives and the Secretary of the Senate regularly publishes information on staff salaries. It has provided a healthy amount of transparency to how Congress spends its taxpayer dollars. We should extend that same courtesy on all expenditures to our own constituents here at home, Madam President. If we do not provide it, we will have failed in our obligation to the voters of Hawaii. At the very least, they demand and they deserve to know how their hard-earned money is being spent.

"Thank you, Madam President."

Senator Slom rose in opposition to the measure and said:

"Madam President, I rise in opposition to S.B. No. 638, S.D. 1.

"I don't take this lightly and it has nothing to do with the personalities or a new team or old team. I, unlike the previous speaker, am not as concerned as vagueness. I think everything is pretty much spelled out and we can discuss that.

"What I am concerned about, and Madam President has heard this speech year, after year, after year, I'm concerned about the total amount of money that we are expending to operate the Legislature and the legislative agencies. Now, we can spend a great deal of time justifying why we spend this amount and that amount and all of that. If you take the individual items within S.B. No. 638, you come out with a total of \$39,003,099. Now, there can be discussion about the Legislative Auditor's amount and some of the new responsibilities that she has and the transfer from funds and all of that, but the bottom line is it's an awful lot of money. The bottom line is not how much the percentage increase has been, but in fact we have a percentage increase and that this percentage increase is greater than almost everyone's family income increase in this community.

"I always make the point every year that what is the bill that we pass first? It is the bill to pay ourselves and our government agencies first. This year, January 1st, our taxpayers in this community and across the state awoke to even higher burdens attacking their standard of living. We all know about the immediate 11 cent per gallon tax on gasoline because this Legislature last year failed to extend the exemption for ethanol. We all know about the 12½ percent increase in the general excise tax on everything that we consume, everything that we buy, every service living or dead that we have to pay for – the largest single tax increase in the history of Hawaii. And then we can talk about sewer increases, and water increases, and electric increases, and real property tax increases, and all of the other things, the motor vehicle registration fees, all of the things that a family has to pay for here. We go to our neighborhood restaurants, Zippy's or wherever we go, and we see that the prices have already climbed there.

"What I'm suggesting is we should be setting the example and we shouldn't be arguing that it's 'only' a 14 percent increase or 'only' an 18 percent increase. We should not have an increase. We should find ways to decrease the cost of government. We should live within the means of the taxpayers that have to pay for everything that we do.

"There are a couple of specifics, Madam President, that I'm particularly concerned about. We always talk about computers. I stood on this very Floor just a couple of years ago with a colleague of mine when all Legislators were given brand new, state-of-the-art, upgraded computers. I have never seen one of those computers on this Senate Floor. Of course, I didn't use mine and my colleague didn't use his because we gave them back to the Senate President at the time. And now we're talking about buying brand new computers for our Legislators. I know for a fact that there are many small business owners who would love to have the opportunity to buy new computers or even used ones, or used furniture, and yet we spend and spend and spend. And then I've gone over the 1,995 bills introduced in the Senate alone and we have new proposals for more taxes and more cost.

"So Madam President, I know that there was an attempt to live within our means and to have a budget that reflects the growing activity and responsibilities of what we're doing, but what I'm saying is maybe we have to take a look at some of those responsibilities and take a look at them in terms of the ability of those people that are paying for this. We're not paying for this – the taxpayers are paying for it.

“And oh yes, the idea that we have gotten an automatic salary increase, again, a couple of colleagues and I railed against this years ago. The honest thing to do would be to put the salary increases upfront, in front of the Senate, in front of the House, in front of the public, and then vote it up or down. But we don’t get to do that. We don’t have to do that because the salary increases have already been mandated by this salary review commission.

“So Madam President, it’s not a question of individual items, or individual departments, or individual statistics. It is a question of we how see the trend, and the trend is definitely to up the cost of government, and then to follow that we have calls to increase the tax burden for our individual citizens to pay for this. I think it’s time that we make a stand and we say we are going to be the role models, we are going to show fiscal discipline, we are going to say that sometimes you have to say no and reduce the cost. And that is why, reluctantly, I will be voting against this budget.

“Thank you, Madam President.”

Senator Hemmings rose in opposition and said:

“Madam President, my comments are against the passage of this legislation, S.B. No. 638.

“I first of all want to apologize to the public employees and the workers of the Senate and the House and the other agencies attached to the legislative budget. They’re good workers and I’ve always said they do an excellent job. I think we are indeed the most cost effective branch of government, but I have to make a difficult choice between making my points by voting against this budget or being accused of delaying their pay raise. I’m quite certain my ‘no’ vote is not going to delay their pay raise.

“Last year in the debate on the budget, a word that was used quite frequently was duplicity. I’d like to read from the Journal last year so we can get some relevance to this budget. One of the leaders in the Majority Party stood on this Floor and said, ‘It’s because the Senate has decided, after looking at all these figures, that we can operate with that reduction and we do not want to take any more than is necessary.’ Well, last year the budget was increased rather decreased in Ways and Means by about \$300,000-plus. This was the fiscal austerity that the previous comments were about.

“Another leader you might be familiar with said, ‘So you want to talk about duplicity. The bottom line is we’re cutting the budget and we’re trying to be responsible in making sure that the budget is lean enough and yet we’re standing up and cutting it. That’s why we’re cutting it.’ Those are the quotes of another leader of the Senate.

“The duplicity is that last year we cut 300-and-some-odd-thousand-dollars off our \$6.8 million budget. And the very people who were so self-righteously defending fiscal austerity last year are adding a million dollars to the budget this year. The last time I looked up duplicity in the dictionary, one of the meanings was saying one thing and doing another.

“Transparency was a word that was brought up in the debates last year. I won’t go over what the Journal said about them, but transparency was one of the goals the proponent last year of the cut was very proud of the transparency. Well, I agree. I agree with the proponent of this budget last year on transparency and agree this year. Madam Chairman, where is it? We never saw it. Madam Chairman, what are the salaries of the Majority Party workers? I think we all believe in pay equity – equal

work for equal pay. We understand, and I’d like to ask, maybe when I’m finished speaking, if the proponent of this budget can yield to the question, ‘What do your staff make?’ I understand Senate research people in your office make close to what the Governor of the State of Hawaii makes. I’ll guarantee you that our staff doesn’t make two-thirds of that and we had to let someone go in order to accommodate paying our people a livable salary.

“But the point is transparency. Do I have to go to the OIP and ask them to find out what your salaries are of your people? Do the taxpayers of Hawaii who are paying for all of this, do they have the right to know what people are getting paid? I think OIP would agree. So I’m making a formal request, Madam President. I would like to know what the salaries of your staff are.

“The other thing too is partisanship. I try desperately . . . I’m a local boy who grew up here in Hawaii and I love this state just as much as anyone else does. I chose a very difficult path, politically, to be a member of a minority party because I didn’t like the way things were done here. But yet, every year in my opening day speech, Madam President, and with my colleagues, I try desperately to find common ground to work in a non-partisan manner and find ways that we can get things done for the betterment of the people that send us here.

“Just for your interest, so you know this, when someone calls my office, I don’t ask them if they’re a Democrat or Republican. If they want something done and they voted in my district or they’re a member of my district, I try to help them, and that’s the way it should be.

“We want to know why you have two staff members full year and we get only one. I would suggest that it’s partisanship. I would further suggest, Madam President, in no way am I personalizing this. I realize you have a Caucus full of very headstrong, independent-thinking people and some of them are more partisan than others, but you have to live with what you got as all of us do. But the point is that all year we have the same constituency requirements that you do. We have the same people that call us and ask for our help and we have one-half the ability to do so because of your partisan staffing policies.

“I want to preempt the lame excuse that I think will come up – well, we’re the Majority Party and we have committees, and we have committee chairmen, and we have vice chairmen, and we have meetings and things we do off session. Well, that’s not true. We all know that this whole system is run by committee chairs and I would suggest that the vice chairs, during off session, if there is a meeting or special committee hearing, that the vice chairs really don’t take the lead or do much work on it. But you’ll stand up and say otherwise. I would also note that all of you don’t have chairs and vice chairs. And more importantly, our hardworking, underpaid staff did some research and there are many committees that don’t have any hearings at all during off session. Curiously enough, it’s usually an election year. I’ve got the information here, Madam President.

“My point is the extra position that you have that gives you a decided advantage is being used politically and in a partisan manner. The reason you have extra staff is not because of your workload. The reason you have it is partisanship.

“So I’m voting ‘no’ against this budget in hopes that we can come to some sort of partnership in the future where these things are discussed with the Majority and Minority before decisions are made so that I don’t have to get up and point out these inequities and duplicity in this budget. I know I’m not going to change anybody’s mind on the vote because that

decision was made in your caucus room before I even got to the Floor today. But I do appreciate the point to speak out on our frustration and our desire to work in a more fair and bipartisan manner in affairs of this nature and also like to echo the comments of my colleague from Hawaii Kai that fiscal austerity should not be a partisan thing and be solely determined by who's trying to be leader of the State Senate.

"Thank you, Madam President."

Senator Hooser rose in support of the measure as follows:

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

"Madam President, I'll keep my remarks brief. I think we need to put aside the rhetoric and cut to the real heart of the matter. This is my fifth budget that I've worked on and I have to say, Madam President, it's a testament to you and the entire Senate and Leadership team and members that in my experience in the five budgets, five years, this is the most transparent process in the budget that I've experienced. It is the most comprehensive and transparent rules-making process and with the addition to the administrative manual spelling out the policies, we have taken great steps forward to open the process up to have fair and open information so everybody knows what the rules are and what the information is.

"I believe this is a good budget, and with all due respect to some of the prior speakers, we had a full and complete discussion at the committee level. The Minority Leader asked many of the same questions, if not most of these questions, at that hearing and the answers by the Vice President, in my understanding, were full and complete so at the end of that committee hearing, there was a unanimous vote of all members in support of the budget. And that was a unanimous vote including the Minority Leader and Minority Floor Leader.

"The reality of the environment we work in means we have to have the proper technological tools. We have to have computers that are efficient. We have to reward our staff we have to recruit. There was some mention of duplicity. I believe it's the pot calling the kettle black to say I support the raises but I'm going to vote against the budget . . . the raises for staff members that is.

"The bottom line is this is a good budget. It was done in a reasonable professional process. It was an open process. It was done thoughtfully. Questions were asked by Minority members and others and those questions were answered. The information is public. Just like every year, it will be fully audited and made available to the public. It's a good budget. I want to thank the Senate Vice President and others, and staff members who worked so hard on this budget and I encourage my colleagues to vote in support.

"Thank you."

Senator Trimble rose in favor of the measure and said:

"I rise reluctantly, very reluctantly, to speak in favor of this bill.

"It's about three things – travel, training, and technology. I think it was the good reverend or a good reverend from Moanalua with some interest in education who told me a couple years ago that if you don't continue to learn, someday you're going to wake up having all the skills that you need to succeed in a world that no longer exists.

"I would like to say that since you are giving us the opportunity for travel and training and improving our

technology, we should take full advantage of it. I would also like to compliment everyone on this Floor, because in the hopper are a whole series of bills that are trying to improve the way that we are dealing with our problems today, and I encourage you, colleagues, to try and let as many of those good ideas filter to the top through the rest of this 60-day Session.

"Thank you, Madam President."

Senator Slom rose and said:

"Madam President, may I request a Roll Call vote."

The Chair so ordered.

Senator Kim rose and said:

"Madam President, just one point of information. I believe the information requested on salaries and anything else on the budget is available by request from the Clerk. Thank you."

The motion was put by the Chair and carried, S.B. No. 638, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 4 (Bunda, Gabbard, Inouye, Trimble). Noes, 2 (Hemmings, Slom).

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Monday, January 22, 2007:

- | Senate Bill | Referred to: |
|-------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| No. 1207 | Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 1208 | Committee on Health, then to the Committee on Judiciary and Labor |
| No. 1209 | Committee on Human Services and Public Housing, then to the Committee on Ways and Means |
| No. 1210 | Committee on Human Services and Public Housing, then to the Committee on Ways and Means |
| No. 1211 | Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 1212 | Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means |
| No. 1213 | Committee on Ways and Means |
| No. 1214 | Committee on Education, then to the Committee on Ways and Means |
| No. 1215 | Jointly to the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 1216 | Committee on Health, then to the Committee on Ways and Means |

- No. 1217 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 1218 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means
- No. 1219 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
- No. 1220 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1221 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1222 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1223 Jointly to the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1224 Jointly to the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 1225 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 1226 Jointly to the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 1227 Committee on Tourism and Government Operations
- No. 1228 Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1229 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1230 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1231 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1232 Committee on Education, then to the Committee on Ways and Means
- No. 1233 Committee on Judiciary and Labor
- No. 1234 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Health, then to the Committee on Ways and Means
- No. 1235 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1236 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 1237 Committee on Transportation and International Affairs
- No. 1238 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
- No. 1239 Committee on Health
- No. 1240 Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 1241 Committee on Ways and Means
- No. 1242 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1243 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 1244 Committee on Health, then to the Committee on Ways and Means
- No. 1245 Committee on Energy and Environment
- No. 1246 Committee on Education, then to the Committee on Ways and Means
- No. 1247 Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1248 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1249 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1250 Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1251 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1252 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1253 Jointly to the Committee on Health and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 1254 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1255 Jointly to the Committee on Judiciary and Labor and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 1256	Committee on Education, then to the Committee on Ways and Means	Energy and Environment, then to the Committee on Ways and Means
No. 1257	Committee on Judiciary and Labor	No. 1277
No. 1258	Committee on Health, then to the Committee on Ways and Means	No. 1278
No. 1259	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1279
No. 1260	Committee on Health, then to the Committee on Ways and Means	No. 1280
No. 1261	Jointly to the Committee on Health and the Committee on Education	No. 1281
No. 1262	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1282
No. 1263	Committee on Ways and Means	No. 1283
No. 1264	Committee on Judiciary and Labor	No. 1284
No. 1265	Committee on Education, then to the Committee on Ways and Means	No. 1285
No. 1266	Committee on Education, then to the Committee on Ways and Means	No. 1286
No. 1267	Committee on Education, then to the Committee on Ways and Means	No. 1287
No. 1268	Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1288
No. 1269	Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1289
No. 1270	Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1290
No. 1271	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	No. 1291
No. 1272	Committee on Transportation and International Affairs	No. 1292
No. 1273	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	No. 1293
No. 1274	Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1294
No. 1275	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1295
No. 1276	Jointly to the Committee on Transportation and International Affairs and the Committee on	

No. 1296	Committee on Judiciary and Labor	No. 1320	Committee on Judiciary and Labor
No. 1297	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1321	Committee on Judiciary and Labor
No. 1298	Committee on Judiciary and Labor	No. 1322	Committee on Judiciary and Labor
No. 1299	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1323	Committee on Judiciary and Labor
No. 1300	Committee on Judiciary and Labor	No. 1324	Committee on Judiciary and Labor
No. 1301	Committee on Judiciary and Labor	No. 1325	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1302	Committee on Judiciary and Labor	No. 1326	Committee on Health, then to the Committee on Judiciary and Labor
No. 1303	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1327	Committee on Judiciary and Labor
No. 1304	Jointly to the Committee on Health and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1328	Committee on Judiciary and Labor
No. 1305	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1329	Committee on Health, then to the Committee on Judiciary and Labor
No. 1306	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1330	Committee on Judiciary and Labor
No. 1307	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1331	Committee on Judiciary and Labor
No. 1308	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1332	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1309	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment	No. 1333	Committee on Judiciary and Labor
No. 1310	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs	No. 1334	Committee on Judiciary and Labor
No. 1311	Committee on Ways and Means	No. 1335	Committee on Judiciary and Labor
No. 1312	Committee on Ways and Means	No. 1336	Committee on Judiciary and Labor
No. 1313	Committee on Ways and Means	No. 1337	Committee on Judiciary and Labor
No. 1314	Committee on Ways and Means	No. 1338	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1315	Committee on Economic Development and Taxation	No. 1339	Committee on Judiciary and Labor
No. 1316	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1340	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1317	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1341	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1318	Committee on Judiciary and Labor	No. 1342	Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1319	Committee on Judiciary and Labor	No. 1343	Committee on Judiciary and Labor
		No. 1344	Committee on Judiciary and Labor
		No. 1345	Committee on Judiciary and Labor
		No. 1346	Committee on Health, then to the Committee on Judiciary and Labor
		No. 1347	Committee on Judiciary and Labor

No. 1348 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1349 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1350 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing

No. 1351 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1352 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1353 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means

No. 1354 Jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1355 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 1356 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1357 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1358 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 1359 Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1360 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1361 Jointly to the Committee on Economic Development and Taxation and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 1362 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1363 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1364 Committee on Energy and Environment, then to the Committee on Ways and Means

No. 1365 Jointly to the Committee on Economic Development and Taxation and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1366 Committee on Judiciary and Labor, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1367 Jointly to the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1368 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1369 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 1370 Committee on Ways and Means

No. 1371 Jointly to the Committee on Tourism and Government Operations, the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1372 Committee on Ways and Means

No. 1373 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 1374 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 1	Committee on Judiciary and Labor
No. 11	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 19	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 20	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 28	Committee on Education, then to the Committee on Judiciary and Labor
No. 35	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 36	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 77	Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

- No. 79 Jointly to the Committee on Education and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 87 Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 90 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 92 Jointly to the Committee on Education and the Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor
- No. 96 Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 100 Committee on Education, then to the Committee on Ways and Means
- No. 107 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 111 Committee on Transportation and International Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 116 Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 117 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 122 Committee on Education, then to the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 126 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 129 Committee on Health, then to the Committee on Judiciary and Labor
- No. 136 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
- No. 157 Jointly to the Committee on Ways and Means and the Committee on Judiciary and Labor
- No. 177 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 197 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 211 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 241 Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 243 Committee on Education, then to the Committee on Ways and Means
- No. 245 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 258 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 381 Committee on Economic Development and Taxation
- No. 382 Committee on Economic Development and Taxation
- No. 568 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 602 Jointly to the Committee on Tourism and Government Operations, the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 624 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 628 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means
- No. 639 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 643 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
- No. 659 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 663 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
- No. 666 Jointly to the Committee on Judiciary and Labor, the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 673 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 678 Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 680 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 689 Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 701 Committee on Health, then to the Committee on Ways and Means

No. 704 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 709 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 721 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 724 Committee on Health, then to the Committee on Judiciary and Labor

No. 750 Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 751 Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 763 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 771 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 795 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 812 Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means

No. 820 Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 831 Jointly to the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

No. 867 Committee on Education, then to the Committee on Ways and Means

No. 876 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 880 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 901 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 913 Committee on Public Safety, then to the Committee on Ways and Means

No. 929 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 958 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 967 Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 974 Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 992 Committee on Energy and Environment

No. 1007 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1034 Committee on Transportation and International Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1042 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1048 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1067 Committee on Health, then to the Committee on Ways and Means

No. 1122 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1172 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means

No. 1182 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1197 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1199 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1201 Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1365 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

At 12:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:39 o'clock p.m.

Senator Ige, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 1260.

Senator Ige noted:

"Madam President, the reason for the waiver is that we've already scheduled and noticed a hearing on a measure dealing with Kahuku Hospital for Monday afternoon and we thought that if we could add this bill to that agenda, then the residents of Kahuku would not have to visit the Capitol twice to express their concerns."

The Chair then granted the waiver.

ADJOURNMENT

At 12:40 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, January 29, 2007.

SEVENTH DAY

Monday, January 29, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Bishop Dwight Ryokan Nakamura, Jodo Mission of Hawai'i, after which the Roll was called showing all Senators present with the exception of Senators Gabbard and Menor who were excused.

The President announced that she had read and approved the Journal of the Sixth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 240, dated January 29, 2007, transmitting the Interagency Working Group Report on the Transfer of Functions from Various Departments to the Department of Education, prepared by the Department of Education pursuant to Act 51, Section 42, SLH 2004, was read by the Clerk and was placed on file.

INTERIM SPECIAL COMMITTEE REPORT

Senator Chun Oakland, for the Committees on Human Services of the Senate and House of Representatives, presented a report (Int. Spec. Com. Rep. No. 2) of the conclusions and recommendations of the Committees' hearings on the use of legal interventions available to the family court.

The President then ordered the Clerk to file Int. Spec. Com. Rep. No. 2.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Monday, January 22, 2007, and Wednesday, January 24, 2007:

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| Senate Bill | Referred to: |
| No. 1375 | Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1376 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1377 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1378 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1379 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 1380 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1381 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |

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| No. 1382 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1383 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1384 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1385 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1386 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1387 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1388 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1389 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1390 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1391 | Committee on Judiciary and Labor, then to the Committee on Ways and Means |
| No. 1392 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor |
| No. 1393 | Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1394 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 1395 | Committee on Energy and Environment, then to the Committee on Ways and Means |
| No. 1396 | Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means |
| No. 1397 | Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1398 | Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1399 | Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1400 | Committee on Human Services and Public Housing, then to the Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1401 | Committee on Commerce, Consumer Protection and Affordable Housing |
| No. 1402 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |

- No. 1403 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1404 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1405 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1406 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1407 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1408 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1409 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1410 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1411 Committee on Health, then to the Committee on Judiciary and Labor
- No. 1412 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1413 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1414 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 1415 Jointly to the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1416 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1417 Committee on Judiciary and Labor
- No. 1418 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1419 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1420 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1421 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1422 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
- No. 1423 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1424 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 1425 Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1426 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1427 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1428 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1429 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1430 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1431 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1432 Committee on Education, then to the Committee on Ways and Means
- No. 1433 Committee on Education, then to the Committee on Ways and Means
- No. 1434 Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1435 Committee on Health, then to the Committee on Ways and Means
- No. 1436 Committee on Health, then to the Committee on Ways and Means
- No. 1437 Jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means
- No. 1438 Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 1439 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1440 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 1441 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor

SENATE JOURNAL - 7th DAY

180

No. 1442	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1465	Committee on Judiciary and Labor
No. 1443	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1466	Committee on Judiciary and Labor
No. 1444	Jointly to the Committee on Public Safety and the Committee on Human Services and Public Housing	No. 1467	Committee on Judiciary and Labor
No. 1445	Committee on Health, then to the Committee on Ways and Means	No. 1468	Committee on Judiciary and Labor
No. 1446	Jointly to the Committee on Human Services and Public Housing and the Committee on Health	No. 1469	Committee on Judiciary and Labor
No. 1447	Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1470	Committee on Judiciary and Labor
No. 1448	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1471	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1449	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1472	Committee on Judiciary and Labor
No. 1450	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1473	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1451	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1474	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1452	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1475	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1453	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1476	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1454	Committee on Health, then to the Committee on Ways and Means	No. 1477	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
No. 1455	Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1478	Committee on Judiciary and Labor
No. 1456	Committee on Health, then to the Committee on Ways and Means	No. 1479	Committee on Judiciary and Labor
No. 1457	Committee on Health, then to the Committee on Ways and Means	No. 1480	Committee on Judiciary and Labor
No. 1458	Committee on Health, then to the Committee on Ways and Means	No. 1481	Committee on Health, then to the Committee on Ways and Means
No. 1459	Committee on Health, then to the Committee on Ways and Means	No. 1482	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1460	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 1483	Committee on Public Safety
No. 1461	Committee on Energy and Environment, then to the Committee on Ways and Means	No. 1484	Committee on Public Safety, then to the Committee on Ways and Means
No. 1462	Committee on Energy and Environment	No. 1485	Committee on Public Safety, then to the Committee on Judiciary and Labor
No. 1463	Committee on Health, then to the Committee on Ways and Means	No. 1486	Committee on Public Safety
No. 1464	Committee on Health, then to the Committee on Ways and Means	No. 1487	Committee on Health, then to the Committee on Judiciary and Labor
		No. 1488	Jointly to the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
		No. 1489	Committee on Public Safety, then to the Committee on Ways and Means
		No. 1490	Committee on Public Safety, then to the Committee on Judiciary and Labor
		No. 1491	Committee on Public Safety, then to the Committee on Ways and Means

No. 1492	Committee on Judiciary and Labor	No. 1511	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 1493	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1512	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1494	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1513	Committee on Transportation and International Affairs
No. 1495	Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1514	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 1496	Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1515	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 1497	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1516	Jointly to the Committee on Tourism and Government Operations and the Committee on Education
No. 1498	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1517	Committee on Education, then to the Committee on Ways and Means
No. 1499	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1518	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1500	Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1519	Committee on Judiciary and Labor
No. 1501	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1520	Committee on Judiciary and Labor
No. 1502	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1521	Committee on Judiciary and Labor
No. 1503	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1916	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1504	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1917	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1505	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1918	Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means
No. 1506	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Transportation and International Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1919	Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1507	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1920	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1508	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	No. 1921	Jointly to the Committee on Economic Development and Taxation and the Committee on Education, then to the Committee on Ways and Means
No. 1509	Committee on Transportation and International Affairs	No. 1922	Jointly to the Committee on Economic Development and Taxation and the Committee on Education, then to the Committee on Ways and Means
No. 1510	Jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means	No. 1923	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
		No. 1924	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1925 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means

No. 1926 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1927 Committee on Ways and Means

No. 1928 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1929 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 1930 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 1931 Committee on Education, then to the Committee on Ways and Means

No. 1932 Committee on Education, then to the Committee on Ways and Means

No. 1933 Committee on Education, then to the Committee on Ways and Means

No. 1934 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 723 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 731 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 737 Jointly to the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 780 Jointly to the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

No. 797 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 798 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 801 Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 124 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 344 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 345 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 346 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 347 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 393 Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment

No. 598 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 644 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 647 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 668 Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 805 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 808 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 809 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 817 Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 818 Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 853 Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment, then to the Committee on Ways and Means

No. 868 Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor

No. 869 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 874 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 875 Jointly to the Committee on Energy and Environment, the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 877 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 887 Jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 894 Jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means

No. 897 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 905 Jointly to the Committee on Health, the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 908 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 928 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 930 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 982 Jointly to the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 984 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 985 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 991 Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 995 Jointly to the Committee on Health, the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1002 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1031 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means

No. 1037 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Ways and Means

No. 1045 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Ways and Means

No. 1098 Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1107 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1109 Jointly to the Committee on Energy and Environment and the Committee on Health, then to the Committee on Judiciary and Labor

No. 1120 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1133 Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1172 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 1218 Jointly to the Committee on Human Services and Public Housing, the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1314 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

ADJOURNMENT

At 11:42 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, January 30, 2007.

EIGHTH DAY

Tuesday, January 30, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:44 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Mike Gabbard, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

STANDING COMMITTEE REPORT

Senators Ige and Fukunaga, for the Committee on Health and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 2) recommending that S.B. No. 139, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Monday, January 22, 2007, and Wednesday, January 24, 2007:

Senate Bill	Referred to:
No. 1522	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1523	Committee on Ways and Means
No. 1524	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1525	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1526	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1527	Committee on Judiciary and Labor
No. 1528	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1529	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1530	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor

No. 1531	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1532	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1533	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1534	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means
No. 1535	Jointly to the Committee on Education and the Committee on Ways and Means
No. 1536	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1537	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
No. 1538	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1539	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1540	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1541	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1542	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1543	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1544	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1545	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1546	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1547	Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1548	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 1549	Committee on Judiciary and Labor	No. 1576	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1550	Committee on Judiciary and Labor	No. 1577	Committee on Transportation and International Affairs
No. 1551	Committee on Judiciary and Labor	No. 1578	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1552	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1579	Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1553	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1580	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1554	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1581	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1555	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1582	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1556	Committee on Judiciary and Labor	No. 1583	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1557	Committee on Judiciary and Labor	No. 1584	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
No. 1558	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor	No. 1585	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1559	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1586	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1560	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1587	Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1561	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1588	Committee on Judiciary and Labor
No. 1562	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1589	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1563	Committee on Judiciary and Labor	No. 1590	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1564	Committee on Judiciary and Labor	No. 1591	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1565	Committee on Judiciary and Labor	No. 1592	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1566	Committee on Judiciary and Labor	No. 1593	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1567	Committee on Judiciary and Labor	No. 1594	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1568	Committee on Judiciary and Labor		
No. 1569	Committee on Transportation and International Affairs		
No. 1570	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor		
No. 1571	Committee on Judiciary and Labor		
No. 1572	Committee on Judiciary and Labor		
No. 1573	Committee on Judiciary and Labor		
No. 1574	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor		
No. 1575	Committee on Judiciary and Labor		

- No. 1595 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1596 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1597 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1598 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1599 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means
- No. 1600 Jointly to the Committee on Intergovernmental and Military Affairs, the Committee on Transportation and International Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1601 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Tourism and Government Operations, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1602 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 1603 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
- No. 1604 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1605 Committee on Judiciary and Labor
- No. 1606 Committee on Judiciary and Labor
- No. 1607 Committee on Judiciary and Labor
- No. 1608 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1609 Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1610 Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1611 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1612 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1613 Committee on Judiciary and Labor
- No. 1614 Committee on Education, then to the Committee on Ways and Means
- No. 1615 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Education, then to the Committee on Ways and Means
- No. 1616 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1617 Committee on Judiciary and Labor
- No. 1618 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1619 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1620 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1621 Jointly to the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1622 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1623 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 1624 Committee on Ways and Means
- No. 1625 Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1626 Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1627 Committee on Energy and Environment, then to the Committee on Ways and Means
- No. 1628 Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
- No. 1629 Committee on Health, then to the Committee on Ways and Means
- No. 1630 Committee on Energy and Environment
- No. 1631 Committee on Energy and Environment
- No. 1632 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1633 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Labor
- No. 1634 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 1635	Committee on Judiciary and Labor	No. 1657	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1636	Committee on Health, then to the Committee on Judiciary and Labor	No. 1658	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1637	Committee on Judiciary and Labor	No. 1659	Committee on Judiciary and Labor
No. 1638	Committee on Judiciary and Labor	No. 1660	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1639	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1661	Committee on Energy and Environment, then to the Committee on Judiciary and Labor
No. 1640	Committee on Health, then to the Committee on Judiciary and Labor	No. 1662	Committee on Judiciary and Labor
No. 1641	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1663	Committee on Health, then to the Committee on Judiciary and Labor
No. 1642	Committee on Judiciary and Labor	No. 1664	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1643	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1665	Committee on Judiciary and Labor
No. 1644	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1666	Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1645	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1667	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1646	Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs	No. 1668	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1647	Committee on Education, then to the Committee on Ways and Means	No. 1669	Jointly to the Committee on Energy and Environment and the Committee on Education, then to the Committee on Ways and Means
No. 1648	Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1670	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1649	Committee on Education, then to the Committee on Ways and Means	No. 1671	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1650	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor	No. 1672	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1651	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1673	Committee on Human Services and Public Housing
No. 1652	Committee on Judiciary and Labor	No. 1674	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1653	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1675	Committee on Health, then to the Committee on Judiciary and Labor
No. 1654	Committee on Commerce, Consumer Protection and Affordable Housing	No. 1676	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1655	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means		
No. 1656	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means		

No. 1677	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 1699	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1678	Committee on Health, then to the Committee on Ways and Means	No. 1700	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1679	Committee on Health, then to the Committee on Ways and Means	No. 1701	Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1680	Committee on Ways and Means	No. 1702	Committee on Energy and Environment
No. 1681	Jointly to the Committee on Energy and Environment and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1703	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1682	Jointly to the Committee on Energy and Environment and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1704	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1683	Jointly to the Committee on Transportation and International Affairs and the Committee on Health, then to the Committee on Ways and Means	No. 1705	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1684	Committee on Transportation and International Affairs	No. 1706	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 1685	Committee on Ways and Means	No. 1707	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
No. 1686	Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1708	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
No. 1687	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1709	Committee on Transportation and International Affairs
No. 1688	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1710	Committee on Ways and Means
No. 1689	Committee on Ways and Means	No. 1711	Committee on Ways and Means
No. 1690	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1712	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1691	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1713	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1692	Committee on Judiciary and Labor	No. 1714	Committee on Ways and Means
No. 1693	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1715	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1694	Committee on Judiciary and Labor	No. 1716	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1695	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1717	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1696	Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1718	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1697	Committee on Commerce, Consumer Protection and Affordable Housing	No. 1719	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1698	Committee on Education, then to the Committee on Ways and Means		

No. 1720	Committee on Energy and Environment, then to the Committee on Ways and Means	No. 1741	Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1721	Committee on Education, then to the Committee on Ways and Means	No. 1742	Committee on Judiciary and Labor
No. 1722	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1743	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1723	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor	No. 1744	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1724	Committee on Health, then to the Committee on Ways and Means	No. 1745	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1725	Committee on Judiciary and Labor	No. 1746	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1726	Committee on Tourism and Government Operations, then to the Committee on Ways and Means	No. 1747	Committee on Health, then to the Committee on Ways and Means
No. 1727	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1748	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1728	Committee on Health, then to the Committee on Ways and Means	No. 1749	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1729	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 1750	Committee on Health
No. 1730	Committee on Judiciary and Labor	No. 1751	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1731	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1752	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1732	Committee on Ways and Means	No. 1753	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1733	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 1754	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1734	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1755	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
No. 1735	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 1756	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1736	Committee on Education, then to the Committee on Ways and Means	No. 1757	Jointly to the Committee on Energy and Environment and the Committee on Education, then to the Committee on Ways and Means
No. 1737	Committee on Human Services and Public Housing, then to the Committee on Economic Development and Taxation	No. 1758	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1738	Committee on Judiciary and Labor	No. 1759	Committee on Judiciary and Labor
No. 1739	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 1760	Committee on Judiciary and Labor
No. 1740	Jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means	No. 1761	Committee on Judiciary and Labor
		No. 1762	Committee on Judiciary and Labor

No. 1763	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1789	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1764	Committee on Judiciary and Labor	No. 1790	Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1765	Committee on Judiciary and Labor	No. 1791	Committee on Health
No. 1766	Committee on Public Safety	No. 1792	Committee on Health, then to the Committee on Ways and Means
No. 1767	Committee on Judiciary and Labor	No. 1793	Committee on Energy and Environment
No. 1768	Committee on Judiciary and Labor	No. 1794	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1769	Committee on Intergovernmental and Military Affairs	No. 1795	Jointly to the Committee on Health, the Committee on Judiciary and Labor and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1770	Committee on Judiciary and Labor	No. 1796	Committee on Ways and Means
No. 1771	Committee on Judiciary and Labor	No. 1797	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1772	Committee on Judiciary and Labor	No. 1798	Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1773	Committee on Tourism and Government Operations	No. 1799	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1774	Committee on Commerce, Consumer Protection and Affordable Housing	No. 1800	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 1775	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1801	Committee on Ways and Means
No. 1776	Committee on Energy and Environment	No. 1802	Committee on Health, then to the Committee on Judiciary and Labor
No. 1777	Committee on Ways and Means	No. 1803	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor
No. 1778	Committee on Health, then to the Committee on Ways and Means	No. 1804	Committee on Health, then to the Committee on Ways and Means
No. 1779	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1805	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1780	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor	No. 1806	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1781	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1807	Committee on Ways and Means
No. 1782	Committee on Health, then to the Committee on Ways and Means	No. 1808	Committee on Ways and Means
No. 1783	Committee on Education, then to the Committee on Ways and Means	No. 1809	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1784	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means		
No. 1785	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor		
No. 1786	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor		
No. 1787	Committee on Judiciary and Labor		
No. 1788	Committee on Tourism and Government Operations		

No. 1810	Committee on Judiciary and Labor, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1833	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1811	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1834	Jointly to the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1812	Committee on Judiciary and Labor	No. 1835	Committee on Education, then to the Committee on Ways and Means
No. 1813	Committee on Ways and Means	No. 1836	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1814	Committee on Judiciary and Labor, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1837	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1815	Jointly to the Committee on Tourism and Government Operations and the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1838	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1816	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1839	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1817	Committee on Health, then to the Committee on Ways and Means	No. 1840	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1818	Committee on Intergovernmental and Military Affairs	No. 1841	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment
No. 1819	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1842	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1820	Committee on Education, then to the Committee on Ways and Means	No. 1843	Committee on Education, then to the Committee on Ways and Means
No. 1821	Committee on Commerce, Consumer Protection and Affordable Housing	No. 1844	Committee on Ways and Means
No. 1822	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1845	Committee on Judiciary and Labor
No. 1823	Committee on Tourism and Government Operations	No. 1846	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1824	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1847	Jointly to the Committee on Tourism and Government Operations and the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1825	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 1848	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1826	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1849	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1827	Committee on Transportation and International Affairs	No. 1850	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1828	Committee on Judiciary and Labor	No. 1851	Committee on Judiciary and Labor
No. 1829	Committee on Judiciary and Labor	No. 1852	Committee on Ways and Means
No. 1830	Committee on Judiciary and Labor	No. 1853	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1831	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means		
No. 1832	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs		

SENATE JOURNAL - 8th DAY

192

No. 1854	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1875	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1855	Committee on Health, then to the Committee on Ways and Means	No. 1876	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1856	Committee on Transportation and International Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing	No. 1877	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1857	Committee on Ways and Means	No. 1878	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1858	Committee on Education, then to the Committee on Ways and Means	No. 1879	Committee on Energy and Environment
No. 1859	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 1880	Committee on Health
No. 1860	Committee on Tourism and Government Operations	No. 1881	Committee on Health
No. 1861	Jointly to the Committee on Human Services and Public Housing and the Committee on Education, then to the Committee on Ways and Means	No. 1882	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1862	Committee on Health, then to the Committee on Judiciary and Labor	No. 1883	Committee on Transportation and International Affairs
No. 1863	Committee on Commerce, Consumer Protection and Affordable Housing	No. 1884	Committee on Ways and Means
No. 1864	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1885	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1865	Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1886	Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1866	Jointly to the Committee on Energy and Environment, the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1887	Committee on Judiciary and Labor
No. 1867	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1888	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1868	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1889	Committee on Education, then to the Committee on Ways and Means
No. 1869	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1890	Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1870	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1891	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
No. 1871	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1892	Committee on Judiciary and Labor
No. 1872	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1893	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1873	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1894	Committee on Education, then to the Committee on Ways and Means
No. 1874	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 1895	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
		No. 1896	Jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
		No. 1897	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1898	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1935	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1899	Committee on Health, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1936	Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1900	Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1937	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1901	Committee on Judiciary and Labor	No. 1938	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1902	Committee on Education, then to the Committee on Ways and Means	No. 1939	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1903	Committee on Judiciary and Labor	No. 1940	Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 1904	Committee on Health, then to the Committee on Judiciary and Labor	No. 1941	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1905	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1942	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1906	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1943	Jointly to the Committee on Energy and Environment and the Committee on Transportation and International Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1907	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1944	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1908	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1945	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1909	Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1946	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1910	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1947	Committee on Energy and Environment, then to the Committee on Ways and Means
No. 1911	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1948	Committee on Ways and Means
No. 1912	Committee on Health, then to the Committee on Ways and Means	No. 1949	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1913	Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1950	Committee on Judiciary and Labor
No. 1914	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1951	Committee on Judiciary and Labor, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1915	Committee on Energy and Environment, then to the Committee on Ways and Means	No. 1952	Committee on Judiciary and Labor, then to the Committee on Ways and Means
		No. 1953	Committee on Judiciary and Labor
		No. 1954	Committee on Judiciary and Labor
		No. 1955	Committee on Ways and Means
		No. 1956	Committee on Judiciary and Labor
		No. 1957	Committee on Judiciary and Labor

No. 1958	Committee on Judiciary and Labor	No. 1981	Committee on Education, then to the Committee on Ways and Means
No. 1959	Committee on Energy and Environment	No. 1982	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 1960	Jointly to the Committee on Energy and Environment and the Committee on Transportation and International Affairs	No. 1983	Jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means
No. 1961	Committee on Judiciary and Labor	No. 1984	Committee on Ways and Means
No. 1962	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1985	Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1963	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs	No. 1986	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1964	Committee on Intergovernmental and Military Affairs	No. 1987	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 1965	Committee on Intergovernmental and Military Affairs	No. 1988	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1966	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1989	Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor
No. 1967	Committee on Intergovernmental and Military Affairs	No. 1990	Jointly to the Committee on Energy and Environment and the Committee on Transportation and International Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1968	Committee on Intergovernmental and Military Affairs	No. 1991	Committee on Health, then to the Committee on Ways and Means
No. 1969	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Education, then to the Committee on Ways and Means	No. 1992	Committee on Ways and Means
No. 1970	Committee on Health, then to the Committee on Judiciary and Labor	No. 1993	Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1971	Committee on Judiciary and Labor	No. 1994	Committee on Education, then to the Committee on Ways and Means
No. 1972	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1995	Committee on Health, then to the Committee on Judiciary and Labor
No. 1973	Committee on Health, then to the Committee on Judiciary and Labor	RE-REFERRAL OF SENATE BILLS	
No. 1974	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	The Chair re-referred the following Senate bills that were introduced:	
No. 1975	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	Senate Bill	Referred to:
No. 1976	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 860	Jointly to the Committee on Transportation and International Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1977	Committee on Transportation and International Affairs, then to the Committee on Ways and Means	No. 974	Jointly to the Committee on Health, the Committee on Economic Development and Taxation and the
No. 1978	Committee on Water, Land, Agriculture and Hawaiian Affairs		
No. 1979	Committee on Ways and Means		
No. 1980	Committee on Judiciary and Labor		

Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1225 Jointly to the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1239 Committee on Health, then to the Committee on Ways and Means

No. 1244 Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1245 Committee on Energy and Environment, then to the Committee on Ways and Means

No. 1261 Jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means

No. 1315 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1330 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1341 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1361 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 1400 Committee on Human Services and Public Housing, then jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

No. 1401 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

No. 1445 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 614 and 1150, and the Chair granted the waiver.

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

S.B. No. 675;
S.B. No. 707;
S.B. No. 711;
S.B. No. 775;
S.B. No. 863;
S.B. No. 896;
S.B. No. 1342;
S.B. No. 1497; and
S.B. No. 1499,

and the Chair granted the waiver.

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 31, 2007.

NINTH DAY

Wednesday, January 31, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. 'Ainoa Nani'ole, 'Aha Pūnana Leo, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Eighth Day.

At this time, Senator Hooser introduced Daniel Saylor and honored him for his courageous act of heroism in saving the life of a drowning visitor.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 241 to 255) were read by the Clerk and were placed on file:

Gov. Msg. No. 241, dated January 25, 2007, transmitting the Final Report on the Incentives for Important Agricultural Lands, prepared by the Department of Agriculture pursuant to Act 183, SLH 2005.

Gov. Msg. No. 242, transmitting the Crime Victim Compensation Commission Annual Report for FY 2006, prepared by the Department of Public Safety pursuant to Section 351-70, HRS.

Gov. Msg. No. 243, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1312, which makes an emergency appropriation of \$626,000 in general funds in Fiscal Year 2006-2007 to cover statewide budgetary shortfalls in electricity payments for facilities assigned to the Department of Accounting and General Services.

Gov. Msg. No. 244, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1313, which makes an emergency appropriation of \$800,000 in general funds and \$2,926,000 in revolving funds in Fiscal Year 2006-2007 to cover increases in property insurance premiums and deductibles.

Gov. Msg. No. 245, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1424, which makes an emergency appropriation of \$250,000 in compliance resolution funds in Fiscal Year 2006-2007 to investigate the power outages that occurred on October 15, 2006 on the islands of Oahu, Maui and Hawaii.

Gov. Msg. No. 246, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1431, which makes an emergency

appropriation of \$24,900,000 in general funds in Fiscal Year 2006-2007 to cover emergency relief and recovery operations in the counties of Hawaii, Maui, Kauai, and the city of Honolulu as a result of the October 15, 2006, Kiholo Bay Earthquake disaster.

Gov. Msg. No. 247, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1456, which makes an emergency appropriation of \$8,377,698 in general funds in Fiscal Year 2006-2007 for ongoing services provided by the adult mental health division to meet a critical funding emergency.

Gov. Msg. No. 248, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1457, which makes an emergency appropriation of \$4,980,523 in general funds in Fiscal Year 2006-2007 to cover the State's Medicaid home and community-based services programs for persons with developmental disabilities and mental retardation, also known as the title XIX waiver program within the Department of Health to meet an existing critical funding emergency.

Gov. Msg. No. 249, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1458, which makes an emergency appropriation of \$1,900,000 in general funds in Fiscal Year 2006-2007 to cover the State's reimbursement costs associated with the delivery of emergency aeromedical services on Oahu by the Hawaii Army National Guard.

Gov. Msg. No. 250, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1459, which makes an emergency appropriation of \$5,299,809 in general funds in Fiscal Year 2006-2007 to address expenses related to early intervention services within the Department of Health to meet an existing critical funding emergency.

Gov. Msg. No. 251, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1463, which makes an emergency appropriation of \$41,000,000 out of Hawaii Health Systems Corporation special fund for Fiscal Year 2006-2007 in order to cover the Hawaii Health Systems Corporation operational costs of providing additional services that will increase the current spending ceiling and comply with the expenditure ceiling requirement to meet an existing critical funding emergency.

Gov. Msg. No. 252, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1464, which makes an emergency appropriation of \$950,000 in general funds in Fiscal Year 2006-2007 to fund a grant pursuant to Chapter 42F, HRS, to Kahuku Hospital on Oahu, provided that the Legislature authorizes such a grant during the Regular Session of 2007, whether before or after the effective date of this Act to meet an existing critical funding emergency.

Gov. Msg. No. 253, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and

passage of S.B. No. 1500, which makes an emergency appropriation of \$4,500,000 to the Department of Taxation for the unfunded costs associated with administering the City and County of Honolulu surcharge on state general excise tax.

Gov. Msg. No. 254, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1972, which makes an emergency appropriation of \$612,000 in general funds in Fiscal Year 2006-2007 to repair additional cracks in the roof of the Honolulu District Court building, Kauikeaouli Hale, to undertake a thorough structural analysis of the building and to pay for other costs related to the October 15, 2006 earthquake.

Gov. Msg. No. 255, letter dated January 29, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1947, which makes an emergency appropriation of \$10,000,000 to increase the expenditure ceiling of the Deposit Beverage Container Program special fund in Fiscal Year 2006-2007 to meet a critical funding emergency within the Department of Health to enable appropriate payments to be made to recyclers and to the public.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3) recommending that S.B. No. 70 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 70, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIFEGUARD SERVICES AT MAKENA STATE PARK ON MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 4) recommending that S.B. No. 302, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 302, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," passed Second Reading and was recommitted to the Committee on Economic Development and Taxation.

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. 302, S.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 741 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 962 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation

No. 1420 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1615 Committee on Education, then to the Committee on Ways and Means

No. 1678 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1925 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1940 Jointly to the Committee on Human Services and Public Housing, the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 1, 2007.

TENTH DAY

Thursday, February 1, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Captain James Danner, Chaplain, U.S. Pacific Fleet and Pacific Area Command, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Inouye who were excused.

The President announced that she had read and approved the Journal of the Ninth Day.

Senators Hemmings and Tsutsui introduced Admiral William J. Fallon and his wife Mary Fallon in recognition of their dedication, commitment and service to their country and for their outstanding contributions to Hawaii's military community and to the people of Hawaii during the Admiral's tour as Commander of the U.S. Pacific Command.

At this time, the President invited Admiral Fallon to the podium to address the members of the Senate.

Admiral Fallon addressed the members of the Senate as follows:

"Madam President, Distinguished Members of the Senate:

"It's a very, very special occasion for us to be here, and I recognize and thank you for this very unique opportunity to say a few words to you. Fred, I didn't know you were so eloquent; now I know why you are in politics. Thank you very much for the very kind and personal words.

"I didn't prepare a speech. I've got a lot of thoughts in my head. I have no doubt that the tasks in front of us are immense, and I have, I think, a good understanding of the consequences in many directions of the actions that await us in the future.

"I will tell you that Mary and I will certainly miss our time in Hawaii. In fact I will confess that just a few weeks ago, before any of this even came about, we were contemplating the fact that we had been here for almost two years and how rapidly the time had passed, and if we were lucky we might be able to have another year to enjoy and then we were going to have to figure out what we're going to do with our lives for the future. We discussed how much we enjoy this beautiful State and the time we've spent here. It's certainly physically attractive, and the sense and sights of the State are unlike any place in the world, but the real special aspect of Hawaii is you, the people.

"Now, I'm an old guy, and Mary will tell you much older than she; but we agree that we've never been anyplace – and we have been in a lot of locations in this world – we've never been anyplace that has welcomed us as warmly and that day by day, week by week that shows by action what the true meaning of 'aloha' and 'ohana' really are. You are here; you live here, many of you have been born here, and I suspect, like many other things in life, we kind of get used to the environment that we are comfortable in. But it's different here; it really is. And I think it takes an outsider, a couple of haoles to drop in here and to experience this to fully appreciate it. So we want to thank you for that.

"We don't know how fast we may have to leave. I had a phone call this morning from Washington that said they would like to do this in an orderly manner. They intend to announce a

nominee to succeed me very quickly; then they would like to be able to do a formal turnover. But I was told to not count on it, have my bags packed, and if the Senate confirms my nomination, I may have to leave immediately.

"Of course you know the reason for that – because the activities in the Middle East are tragic for sure; the consequences in all directions are immense; and the nation has asked for a new approach. The President has asked for a new approach, different leadership, and I'm going to, in Navy parlance, answer the bell to do whatever I can do to try and help the situation. The consequences are immense.

"Another observation that Mary and I have made since we've been in your midst is the very, very special way in which you have taken care of our military members in this State – those who live here, those who are based here, and particularly their families. And I have remarked on this to people throughout our country that it is very, very special the way that you take care of people. And it gives these men and women who are serving us, particularly those in the combat zones, immense satisfaction and comfort to know that when they are gone, you are taking care of their families in a way that is really, really unique and special and reflects immensely on your kindness and attention and caring. So, on behalf of all of our men and women in uniform, I want to thank you for that.

"I would also invite you, as leaders of this State, to continue to do the best you can to help folks in this State. I believe that it's a very special responsibility to those who are positioned as leaders – elected officials, appointed officials. We have a tremendous responsibility. People put their trust and confidence in us; they expect us to do things that are the right thing to do. It may not be what everybody wants, but we try to do the things that are best.

"I want to thank you for what you do day by day and encourage you to continue. And by example, to those young people – many in the gallery today – that they can see the benefits of our system of government. Because since I've been in the Pacific, I've had an opportunity to visit many, many countries, and they are not the same – far from it in many places. The extent to which we can, by our example and actions, demonstrate the value of our system of government, I believe will have tremendous impact on the future of the world and mankind. So it often takes different approaches at different times. We each do our part.

"Again, thank you for what you do. And with profound gratitude, Mary and I will – sometime soon we expect – take our leave. But we certainly look forward to coming back very soon, very often. And I have an anchor somewhere in my back pocket that I'm going to be able to reach for, hopefully one day soon, and throw it down, and we'd be delighted to do that here if that's possible. So, thank you, Madam President, again for this wonderful opportunity. I thank each and every one of you for your support."

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

HOUSE COMMUNICATION

Hse. Com. No. 4, returning S.B. No. 638, S.D. 1, which passed Third Reading in the House of Representatives on January 31, 2007, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORT

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 5) recommending that the Senate consent to the nomination of KEITH E. TANAKA to the office of Judge, District Court of the Second Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Jud. Com. No. 1.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 5 and Jud. Com. No. 1 was deferred until Friday, February 2, 2007.

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. 598	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 647	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 883	Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1659	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1791	Committee on Health, then to the Committee on Ways and Means
No. 1885	Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 1950	Committee on Judiciary and Labor, then to the Committee on Ways and Means

Senator Kim rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Madam President, interestingly enough, yesterday the House passed S.B. No. 638, S.D. 1, making appropriations for the Legislature, and I rise because it’s interesting to learn that as they went through their budget, last year they had over \$3 million in carryover and at the end of this year, they had over \$4 million in carryover. And why is this important? Well, it’s important because if you recall last year, members, the House said they couldn’t make payroll. The fact that we delayed the budget one day because we had concerns about our expenditures, the House Clerk said that they could not make payroll.

“Now, we knew at the time because the Finance Chairman at that time had told us and assured us that they had enough money to carry them over, and for some reason they declared they could not make payroll and they didn’t have the money to make payroll, and yet we find out today that they had \$3 million.

“So, you know, Madam President, the fact that the Minority Leader would jump to the occasion to use that to accuse me for delaying the budget, accuse me for exercising our fiscal responsibility over our legislative budget, to blame me for the fact why the House staff did not get paid when in fact this was a political ploy and he allowed himself to be manipulated by the House.

“Thank you, Madam President.”

Senator Hemmings rose and said:

“Madam President, I rise on a point of personal privilege, also.

“Madam President, I’d like to extend my apologies to the previous speaker.”

Senator Hee rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Madam President, yesterday, as much as I’m a firm believer in the separation of church and state, a young man, a young Hawaiian man named ‘Ainoa Nani’ole gave a prayer in Hawaiian. It was a very moving prayer for those who may have understood it. Nonetheless, the Hawaiian will be entered into the record of the Journal of the Senate.

“Colleagues, I rise because yesterday there was a Senate bill we heard. My good friend Sam Slom and I were part of that august occasion. I rise to thank the Chair of Tourism and the Chair of Water, Land, Agriculture and Hawaiian Affairs for hearing S.B. No. 1052. What the Senate bill proposes is that the state conform to the correct spelling of Hawaiian words, evidently a daunting task to the attorney general who testified of the concern of the attorney general that Hawaiian words may be misspelled and therefore a cause of action may result in an appeal, which implies, of course, that legal documents in English are never misspelled, and that when they are misspelled, they end up on appeal. And then the governor’s administrator of DAGS testified about the inconvenience of converting technical computer equipment and hardware to conform with the correct spelling of the land, of the first nation, of these islands.

“Isn’t it interesting, Madam President, that your name, Hanabusa, is merely an English phonetic representation of a Japanese name and that the newest member, Tokuda, is the same. But we’ll never know if it’s To’kuda or Toku’da. And the reason is because without the benefit of the Chairman of Tourism, I would never have learned ‘soosen no okagede wareware wa iki te iru no dá’ – ‘dá’ is accented, because upon giving a speech last month, my good friend to my left said, ‘No forget, when you come to the da, it’s dá.’ So, what does that mean – soosen no okagede wareware wa iki te iru no dá? We look to the eldest for knowledge and enlightenment.

“Someday, lawmakers will get it and maybe this year the Senate will lead, because all of us will benefit as sons and daughters of these fair islands when the first language of these islands is properly spelled. We owe the ancestors nothing less. The diacritical marks allow those of us who may not be familiar

with the language of the ancestors the proper way to honor the words iruno'da. After all, we owe them that much.

"I recall several years ago, a friend of mine called me. His name is Wayne Kekina and many of you may know him as one of the few successful Hawaiian lawyers in town. He asked me to visit his father, Clarence, who I knew only as Mister, at St. Francis Hospice, so I went. And if you knew his dad, he's like his son, and he said that he was going to St. Francis Hospice because he intended to end his life. And so, in the course of the days that followed, I had great opportunity to speak to Clarence Kekina, and on one occasion he said to me, for no apparent reason, 'My name is Keakini not Kekina.' I asked him, 'How is it that Keakini became Kekina?' Whether it's true or not, he said, 'Some haole guy in the government was too lazy to make it right for my grandfather, so from that day forward, we became known as Kekina.'

"His granddaughter, Tana Kekina, is a lawyer with the prosecutor's office. She grew up on the mainland with her sister Cory. She was hapai at the time. And she came to me one day for no apparent reason and she said to me, for no apparent reason, 'What shall I name my child?' And I said, 'Name your child Keakini.' And in typical American thinking, she immediately responded, 'What does that mean?' And I said to her, 'What does Tana mean? What does Ruben mean?' her husband. 'What does Clarence mean?' her grandfather. 'Keakini means that is your name. You need not know anything more.' So she said to me, 'If the child is a girl or if the child is a boy, would that make a difference?' And my response was, 'Keakini is your name.' She named that child Keakini. That name shall live. That is the gift of Clarence Kekina.

"My colleague on my left has a new granddaughter. Her name is Vāve'a Lilinoe Keiko Ta'ati. I know it because he told me. And I know it because the diacritical marks told me it's Vāve'a not Vavea; it's Ta'ati not Taati. If we honor those who we love, we do it with respect and with the proper articulation that they are entitled.

"There are some here who are not Hawaiian whose children are Hawaiian. All of us here owe it to our children – Hawaiian and otherwise – to honor them by honoring the ancestors of this land. I hope as we move forward with S.B. No. 1052 that the Chairs of those Committees who deferred the action will consider these remarks. And isn't it ironic that the introducer of this Hawaiian language bill is named English.

"Mahalo."

Senator English rose on a point of personal privilege and said:

"Madam President, I rise on a point of personal privilege.

"I would like to first of all thank the previous speaker for articulating, I think, some pent-up feelings of many Hawaiians, of many people in this State. But just to be clear, S.B. No. 1052 would require the state to use the correct spelling of Hawaiian in our documents.

"It's very interesting what the attorney general said because currently we're misspelling the Hawaiian words without the diacriticals. The okina in Hawaiian is the thirteenth letter of the Hawaiian alphabet. So that means that if what the attorney general said at the hearing, that they're worried that it may give rise to legal action if the word is misspelled, every time they spell the word Hawai'i in a legal document without the okina, they're misspelling the word. We really would like to sit down and talk with the deputy attorney general that wrote this opinion

because the opposite of it is probably more true than the point that he was trying to make.

"Members, this is a very important bill and I'd like to ask all of you to support this because, like any language, the Hawaiian language has a Lexicon Committee. We have a written autography and the language is being standardized, and part of it is standardizing the spelling.

"We in the State of Hawai'i should be the first to use the correct spelling, and that's all that this bill is asking. And frankly, I can say that if the issue is the machines, hey, if we run Macintosh, we would all be there because the system already accepts Hawaiian as an international language and you just switch it to Hawaiian and the two diacritical marks are there. One is a little okina and the other one is the elongation over the vowels.

"Let me tell you other languages that depend on diacriticals – French, Spanish, a whole bunch of others. You don't see the French saying, 'We can't do it because we can't put the diacriticals in,' the Spanish because they can't put it in. It's an easy task. Why do they make it more difficult than it is?

"So I really ask for your support and I want to thank the previous speaker and the Chair of the Water, Land, Agriculture and Hawaiian Affairs Committee for hearing the bill. Thank you."

ADJOURNMENT

At 12:20 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 2, 2007.

ELEVENTH DAY

Friday, February 2, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gary L. Hooser, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Inouye who were excused.

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

At this time, Senators Kim and Sakamoto introduced Tadd Fujikawa in recognition of his outstanding athletic accomplishments and congratulated him on his spectacular play at the 2007 Sony Open. Accompanying Tadd were his parents, Lori and Derrick Fujikawa.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 256 to 260) were read by the Clerk and were placed on file:

Gov. Msg. No. 256, letter dated January 29, 2007, informing the Senate that as of December 1, 2006, the Department of Transportation, Harbors Division, did not expend any funds appropriated by Act 160, SLH 2006, but is currently processing payments relating to the repair and other expenses incurred at Kawaihae Harbor following the October 15, 2006 earthquake.

Gov. Msg. No. 257, dated January 29, 2007, transmitting a Report on the Measure of Effectiveness and Outcomes Achieved by the Temporary Planning Analyst, prepared by the Department of Transportation, Airports Division, pursuant to Act 178, SLH 2005, as amended by Act 160, SLH 2006.

Gov. Msg. No. 258, dated January 30, 2007, transmitting a Report on Flexible Highway Design Guidelines, prepared by the Department of Transportation pursuant to Act 70, SLH 2006.

Gov. Msg. No. 259, letter dated January 26, 2007, reporting on the status of the Emergency and Budget Reserve Fund, pursuant to Act 188, Section 23, SLH 2006.

Gov. Msg. No. 260, dated February 1, 2007, transmitting a Report on the Reinvention of the Vital Statistics System, prepared by the Department of Health, Office of Health Status Monitoring, Vital Statistics System, pursuant to Act 160, Section 36.2, SLH 2006.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 18, from the State Auditor, dated February 1, 2007, transmitting a report "Sunrise Analysis: Mixed Martial Arts," (Report No. 07-02), was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 6) recommending that S.B. No. 5, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 5, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 7) recommending that S.B. No. 331, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 331, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION," passed Second Reading and was recommitted to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 8) recommending that S.B. No. 842 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 842, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 9) recommending that S.B. No. 6 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 majority of the Committee was adopted and S.B. No. 6, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 5, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 5 (Jud. Com. No. 1):

Senator Hee moved that Stand. Com. Rep. No. 5 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate consent to the nomination of KEITH E. TANAKA to the office of Judge, District Court of the Second Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Kokubun.

Senator Hee rose in support of the nominee and said:

“Madam President, I rise to support the nomination of Keith Tanaka to a position on the District Court of Maui. However, before doing so, I would like to make a few comments with regard to the process and then with regard to Mr. Tanaka himself.

“Members, before you is an action item to advise and consent on Keith Tanaka. It is an action which I will support. However, having said that, I would like to detail for the members what the Committee on Judiciary and Labor went through in reaching its conclusion, and I would like to point out areas that I believe need to be improved so that future nominations before this Body can be done with, frankly, more transparency. It may take a little while, but I would like to detail the effort that the Committee went through.

“Before I begin, let me compliment the members of the Committee who participated.

“Members, it has always been a sensitive area for some of us, and I will speak for me in particular, with the nomination process, particularly with the Judicial Selection Commission. There is a question on the selection questionnaire and I will read it so that you understand what the JSC is asking. Under professional responsibility, section F, question 1 says, ‘Have you ever been admonished or disciplined for a breach of the code of professional responsibilities, professional misconduct, or professional negligence?’ In this particular case, the nominee answered no. Question 5 of the same professional responsibility asks, ‘Has your behavior or conduct ever been criticized or have you been admonished in a written decision by any court?’ In this particular case, the nominee said no.

“These are very important questions, particularly if – and this is not the first time that this has occurred – the nominee says no, because the fact of the matter is, and the Committee in its deliberations asked the question, that is it reasonable that if you had answered in the affirmative, that the Commission may not have recommended you as one of the six to the appointing authority? In this case, the appointing authority is the Chief Justice because it’s a District Court nomination. In the case of the Circuit Court and the Intermediate Court of Appeals and the Supreme Court, the appointing authority, obviously, as it has been, is the Governor. I say this because there is on the Governor’s desk two judicial vacancies – one for the Intermediate Court of Appeals’ Chief Judge James Burns, and one for Circuit Court Judge Waldorf – and there will be four others.

“In this particular case before us, the nominee was selected by the Chief Justice and sent to the Committee on Judiciary and Labor. Unlike in the past, and with the support of the new Senate President, we conferred and we went further and we asked the Office of Disciplinary Counsel for any record involving the nominee. This is important because it sets a standard for all future lawyers who wish to be considered to the Circuit Court or the Intermediate Court of Appeals. And as you know, because the Governor made her list public, there are several lawyers who wish to be considered for the two vacant positions.

“Initially, the Office of Disciplinary Counsel said no, and the nominee, Mr. Tanaka, wrote to the Disciplinary Counsel and asked them to release the information. They declined. He appeared before the Disciplinary Counsel personally, and they declined again. The President was prepared on Opening Day to issue a subpoena. The chief attorney for the Committee on Judiciary and Labor prevailed upon the Chief Justice to

intervene. The Chief Justice sent a letter to the Office of Disciplinary Counsel and they acceded.

“I am confident, with the support of the President, that had the ODC continued to decline the effort, this matter would have been adjudicated in a court of law. Unfortunately, such adjudication may have exceeded the 30 days in which the Legislature is mandated to act, and although he may have been automatically approved, he may have been approved under a cloud, and no one wants to be approved under those circumstances. And to that extent, I wish to advise the members here that one of the issues the Committee will take is a con amendment that there is no automatic approval. It would be an automatic disapproval to light the fire under all of us here and those outside of these Chambers to move quickly and with full transparency.

“Members, this here is the record of Mr. Tanaka by the Office of Disciplinary Counsel. Let me state unequivocally that whatever matters were brought before the ODC involving Mr. Tanaka were dismissed, but it is important for this Body to understand what those matters may have been. They were not circulated to anyone and if you wish a copy, we will redact the names involved and we will provide you a copy.

“Under the professional code of responsibility in the Hawaii Rules of Court, it says under Rule 1.7, ‘Conflict of Interest. This problem arises when a lawyer is asked to represent two or more clients who may have differing interests, whether such interests be conflicting, inconsistent, diverse, or otherwise discordant. A lawyer should never represent in litigation, multiple clients with differing interests, and there are few situations in which he would be justified in representing in litigation, multiple clients. For this reason, it is preferable that he refuse the employment initially.’ I read this because Mr. Tanaka was put in a very difficult situation before Judge Raffetto.

“In this particular case, on July 28, 2003, 17 people associated with a cockfighting organization were indicted for racketeering, promoting gambling in the first degree, and cruelty to animals. On August 14, 2003, Judge Raffetto appointed Mr. Tanaka to represent the defendant and 10 others. Judge Raffetto, in my opinion, was incorrect in asking Mr. Tanaka to represent more than one client for the reasons I just read from the code of professional responsibility. In fairness to Mr. Tanaka, he said quite candidly to me privately in my office, ‘How could I tell a judge no? I make my living in front of the judge. How could I tell him no?’ That is a sad reality because in fact it’s a reasonable question, and one wonders how many other lawyers are put to the same question?

“So, Mr. Tanaka was asked to represent the defendant and 10 others. On July 12 to July 14, 2004, a jury trial for the first defendant was held. The defendant, whom Mr. Tanaka represented, was found guilty by a jury. On July 23rd, the defendant changed lawyers and filed a motion for a new trial. So, the defendant was found guilty. He was found guilty for racketeering, promoting gambling in the first degree and cruelty to animals. In fact, the defendant was the person who weighed a chicken and was not involved in the cockfight itself.

“A new trial was denied on December 9th, and on December 14th the defendant was sentenced to ten years for racketeering, five years for promoting gambling, and one year for cruelty to animals, of which the sentences were to be concurrently served. However, on May 17th, represented by a new lawyer, the Intermediate Court of Appeals reversed the conviction of the defendant, and in its ruling it said, ‘Defendant argues that the circuit court abused its discretion in denying his motion for a new trial,’ and the ICA says, ‘We agree. Trial counsel failed to

investigate a number of defense witnesses, reflecting counsel's lack of skill, judgment, or diligence. Trial counsel's joint representation of codefendants was a relationship giving rise to a conflict of interest between defense counsel and his clients.' And finally, 'The relationship adversely affected defense counsel's performance. The client did not consent to the relationship and all or a combination of the foregoing reasons is sufficient for a new trial.'

"This is important for the Senate to know. This is more important for the Judicial Selection Commission to know. So the question arises, Why didn't the Selection Commission know? Because from my point of view, it's a breach of duty conducted by the Judicial Selection Commission. If the Commission knew and decided to move forward, that's another matter. The fact is the Commission did not know and did not make an effort to find out. That is unforgivable.

"The defendant was granted a new trial and engaged the services of a third lawyer. The defendant pled to the same charges that he was found guilty of – racketeering, promoting gambling, and cruelty to animals. He pled, evidently, as far as I'm concerned, with the consent of the prosecutor, because upon pleading to the same counts that he was convicted of, the judge, the same judge who gave him ten years, gave him probation. The judge, an honorable man he may be, is part of the problem, and the judge should be held accountable to the problem.

"As such, next week Tuesday, February 6, your Committee will have two matters before the Committee in a hearing – one is that judges, S.B. No. 945, financially disclose their interest as federal judges are required; and secondly, S.B. No. 1954, that a full disclosure of the discipline of judges be made public. I believe, in this particular case, Judge Raffetto was never brought before the Commission on Judicial Conduct. We will never know until such laws become mandated.

"Let me say, members, that in your committee report on page two, I encourage you to read paragraph two, because to the extent that we may have differing opinions on each subsequent nominee, in particular, and let me be frank, with the Governor's choices, I want the record to show that the Committee on Judiciary and Labor has laid out standards which it intends to follow so any comment to the extent that no one knew, I hope, is minimized.

"In the case of Mr. Tanaka, let me say this, everyone who testified, testified in his favor. This is important to me because most of those who testified were public defenders. Others who testified included criminal defense attorneys and a prosecutor, and that's important. It was also important, in my opinion, that former Speaker of the House, Joe Souki, wanted to allow his testimony in support of the nominee as well.

"Mr. Tanaka has spent his career representing indigent criminal defendants. After graduating from law school, he was a public defender on Maui. In his own words he says, quote, 'My life has been dedicated to helping people. I have always dealt with the disadvantaged. As a public defender for six years, I represented indigent criminal defendants in all courts on O'ahu and Maui, Moloka'i and Lana'i.'

"Mr. Tanaka also says about the Dutro case, and this is the case that I've been referring to, 'I want to say this, with 20/20 hindsight, I now see things as I should have done differently. In agreeing to the court's request that I represent multiple defendants in the case, I should have gone beyond assuring just myself that there was no conflict and that the defendants were fine with my representation of all of them. I should have gotten written waivers of any potential conflict and made them part of

the record.' Mr. Tanaka is absolutely correct, because if he had gotten written waivers and if he had filed a motion for separate trials instead of asking by an oral request, which was granted by Raffetto, when the case went to the Intermediate Court of Appeals on appeal, the written record would have followed the case regardless of the fact that he was discharged as the attorney for the defendant. The Intermediate Court of Appeals would have known that Mr. Tanaka, in writing, asked for a waiver. The Intermediate Court of Appeals would have known that Mr. Tanaka filed a motion for separate trials. In fact, he did that, but he did that by oral request. The Intermediate Court of Appeals not having the benefit of knowing in writing what had transpired, had no other choice to make the conclusions it did and remand it for retrial, thereby casting a cloud on the professional conduct of Mr. Tanaka.

"I think all of us, as we move forward, learn by this experience. It's my hope that the Senate will hold these standards to anyone and everyone as they come before us so that a standard of expectation is fully understood by all of us here.

"The Hawaii State Bar Association rated Mr. Tanaka highly qualified. I disagree. He is qualified, but a highly qualified lawyer would have done as he said – he would have gotten it in writing. A highly qualified lawyer would have done as he said, filed a written motion for separate trials. That is what a highly qualified lawyer would have done, in my opinion. I believe the Bar Association in rating him highly qualified has done a disservice to the members of the Bar.

"The Bar Association also sent out, by electronic survey to its members, input on Mr. Tanaka. In deference to the Bar, I believe that does a disservice to the nominee, because how could it reasonably be expected that every member of the Bar would know what I have disclosed on this Floor this morning? By polling the members of the Bar without the benefit of knowing this kind of information makes the nominee a popularity contest as opposed to one who seeks the integrity of the nominee's credentials.

"The District Court is the people's court. It is where most of the cases are adjudicated. It is the court where people, as opposed to criminals who commit offenses of felonies A, B and C are conducted. In that regard, Mr. Tanaka will do an absolute superb job as a man of the people.

"Mr. Tanaka said in response to a question that I posed to him, that if you became judge, how would you change things for the better? And without blinking an eye, he said to me, 'I would never put an attorney in the situation that I was placed in.' He is thinking as a judge because of the experience. Having heard that from Mr. Tanaka, I am absolutely certain that had he disclosed the information, he is certainly someone who is qualified to serve on any court because he recognizes the difficulties that lawyers are placed upon, particularly in representing indigent clients. That is why I believe Mr. Tanaka merits the vote of confidence by all of us here on the Floor.

"Madam President, I would urge all members to vote 'aye' in confirming Mr. Keith Tanaka as a District Court Judge for the Second Circuit. Thank you."

Senator Baker rose in support of the nominee and said:

"Madam President, I rise to speak in support of the nominee.

"Madam President, I believe I speak also for my two Maui colleagues when I offer our unequivocal support for the confirmation of Keith Tanaka to the District Court, Second Circuit, which is the court in Maui.

“Keith is not a native son of Maui but he chose to move there after he came to teach in Hana and in East Maui and fell in love with our island. He returned after his law school graduation to be a public defender there to take up the cause for indigent individuals who may have transgressed and needed a voice before the law, and he’s done it admirably. He also brings that set of skills to the bench, and too often, I think, we don’t have that perspective in the judicial ranks. It’s usually the prosecutor’s end.

“I know that because of his family background, the work that he’s done with his exceptional son who is a student at Baldwin High School, that he’s going to have the compassion, the judicial temperament, and the concern of any defendant that comes before him. He’s ably suited, I believe, to be a judge in the people’s court and I urge all my colleagues to support this nomination.

“Thank you.”

Senator Gabbard rose in support of the nominee as follows:

“Madam President, I rise to speak in favor of the nominee on behalf of the Minority.

“Mr. Tanaka has had a distinguished career as a defense attorney and is known for his integrity and upstanding character, and I’m confident that he will make an outstanding District Court Judge.

“Thank you, Madam President.”

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

Ayes, 23. Noes, none. Excused, 2 (Bunda, Inouye).

At this time, Senator Hee introduced Judge Tanaka and his family to the members of the Senate.

At 12:25 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:29 o’clock p.m.

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 331, S.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1353 Jointly to the Committee on Intergovernmental and Military Affairs, the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1397 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 1398 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 1399 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 1625 Committee on Intergovernmental and Military Affairs, then jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Transportation and International Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means

No. 1788 Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor

No. 1789 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 1832 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 1847 Jointly to the Committee on Tourism and Government Operations and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

No. 1966 Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1967 Jointly to the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

ADJOURNMENT

At 12:31 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, February 5, 2007.

TWELFTH DAY

Monday, February 5, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Ai Hironaka, Aiea Hongwanji, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Ihara who were excused.

The President announced that she had read and approved the Journal of the Eleventh Day.

At this time, Senator Gabbard introduced Joy Lee Lynch, organizer of the USS Arizona Memorial Speech Contest, and congratulated Flora Cross, Rebecca Manahan and Tafia Taimalelagi for winning the 2006 contest.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 261 to 279) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 261, dated February 2, 2007, transmitting the Report on TANF Funds, prepared by the Department of Human Services pursuant to Act 302, SLH 2006, was placed on file.

Gov. Msg. No. 262, dated January 17, 2007, transmitting the Aloha Tower Development Corporation's 2006 Annual Report, was placed on file.

Gov. Msg. No. 263, dated January 30, 2007, transmitting the Office of Youth Services' Progress Report, prepared by the Office of Youth Services, Hawaii Youth Correctional Facility, pursuant to Act 160, Section 38.4, SLH 2006, was placed on file.

Gov. Msg. No. 264, dated February 1, 2007, transmitting the Annual Report on Solid Waste Management, prepared by the Department of Health, Office of Solid Waste Management, pursuant to Section 342G-15, HRS, was placed on file.

Gov. Msg. No. 265, submitting for consideration and confirmation as Comptroller of the Department of Accounting and General Services, the nomination of RUSS K. SAITO, term to expire December 6, 2010, was referred to the Committee on Tourism and Government Operations.

Gov. Msg. No. 266, submitting for consideration and confirmation as Chairperson of the Board of Agriculture, the nomination of SANDRA LEE KUNIMOTO, term to expire December 31, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 267, submitting for consideration and confirmation as Attorney General of the State of Hawai'i, the nomination of MARK J. BENNETT, term to expire December 6, 2010, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 268, submitting for consideration and confirmation as Director of the Department of Budget and

Finance, the nomination of GEORGINA K. KAWAMURA, term to expire December 6, 2010, was referred to the Committee on Ways and Means.

Gov. Msg. No. 269, submitting for consideration and confirmation as Director of the Department of Business, Economic Development and Tourism, the nomination of THEODORE E. LIU, term to expire December 6, 2010, was referred jointly to the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations.

Gov. Msg. No. 270, submitting for consideration and confirmation as Director of the Department of Commerce and Consumer Affairs, the nomination of MARK E. RECKTENWALD, term to expire December 6, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 271, submitting for consideration and confirmation as Adjutant General and Director of Civil Defense, the nomination of MAJOR GENERAL ROBERT G. F. LEE, term to expire December 6, 2010, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 272, submitting for consideration and confirmation as Chairperson of the Hawaiian Homes Commission, the nomination of MICAH A. KANE, term to expire December 31, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 273, submitting for consideration and confirmation as Director of the Department of Health, the nomination of CHIYOME L. FUKINO, M.D., term to expire December 6, 2010, was referred to the Committee on Health.

Gov. Msg. No. 274, submitting for consideration and confirmation as Director of the Department of Human Resources Development, the nomination of MARIE C. LADERTA, term to expire December 6, 2010, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 275, submitting for consideration and confirmation as Director of the Department of Human Services, the nomination of LILLIAN B. KOLLER, term to expire December 6, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 276, submitting for consideration and confirmation as Chairperson of the Board of Land and Natural Resources, the nomination of PETER T. YOUNG, term to expire December 31, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 277, submitting for consideration and confirmation as Director of the Department of Public Safety, the nomination of IWALANI D. WHITE, term to expire December 6, 2010, was referred to the Committee on Public Safety.

Gov. Msg. No. 278, submitting for consideration and confirmation as Director of the Department of Taxation, the nomination of KURT K. KAWAFUCHI, term to expire December 6, 2010, was referred jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means.

Gov. Msg. No. 279, submitting for consideration and confirmation as Director of the Department of Transportation,

the nomination of BARRY A. FUKUNAGA, term to expire December 6, 2010, was referred to the Committee on Transportation and International Affairs.

STANDING COMMITTEE REPORT

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 10) recommending that S.B. No. 139, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 10 and S.B. No. 139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE TAX," was deferred until Wednesday, February 7, 2007.

ORDER OF THE DAY

THIRD READING

S.B. No. 6:

Senator Kokubun moved that S.B. No. 6, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Hee rose in support of the measure as follows:

"Madam President, I rise to speak in support of the bill.

"Briefly, I want to thank the Chairman of the Water, Land, Agriculture and Hawaiian Affairs Committee for not only introducing the bill but moving it quickly. Although it's not as I personally would like to see it – frankly, I would like to see a ten-year moratorium on all opihi consumption, retail and otherwise – I think it strikes a good balance of – what was that word – sustainability.

"Thank you."

Senator English rose in support of the measure and said:

"Madam President, I rise in support of the bill.

"I want to thank the Water, Land, Agriculture and Hawaiian Affairs Committee for trying to address the issue of Ni'ihau. In the committee report on page two, they're trying to fold it under the protections of PASH, and I think that may work.

"If you remember last year, we had an exemption for Ni'ihau and I think that the Committee is trying to address it in here. That's why I can support the bill.

"Thank you."

Senator Slom rose in opposition to the measure and said:

"Madam President, I rise in opposition to the bill.

"I sat through the hearings and also remember the debate last year and my concerns are basically threefold. One is that we really don't have a handle on the inventory and that's been asked for. It's been testified to that there is an inventory ongoing but I think it's premature until we have actual data because we're kind of flying blind on this issue. Secondly, there was talk about the exemption for Ni'ihau last year and I thought that was very clear. Putting the discussion about the PASH decision in the committee report this year I don't think really supports the exemption or the clarity that we need in a bill. Thirdly, there was an attempt to amend the bill by changing the size of the opihi and that was not adopted in this measure, so there still is significant economic impact, particularly for small businesses in this state.

"So, for those reasons, I'll be voting against the bill at this time. Thank you, Madam President."

The motion was put by the Chair and carried, S.B. No. 6, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Bunda, Ihara).

RE-REFERRAL OF SENATE BILLS

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

- | | |
|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Senate Bill | Referred to: |
| No. 1100 | Jointly to the Committee on Human Services and Public Housing, the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 1569 | Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor |
| No. 1800 | Jointly to the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means |

Senator Kokubun, Chair of the Committee on Water, Land, Agriculture and Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

- S.B. No. 1219;
- S.B. No. 1532;
- S.B. No. 1544;
- S.B. No. 1596; and
- S.B. No. 1603,

and the Chair granted the waiver.

Senator Hee rose on a point of personal privilege as follows:

"May I rise on a point of personal privilege with your permission, Madam President?"

"Let me say that when you read this morning's lead editorial in the Star-Bulletin, 'Nominees to bench should fully disclose,' it is a follow-up, I guess, of Friday's lead editorial 'Full disclosure expected of judicial nominees.' I want to make a few comments and observations on the editorial.

"The first is that, and it really isn't the most important comment but I suppose we should correct the error, and that is that the editors of the Star-Bulletin in error had said that Mr. Tanaka had been reversed after he had been victorious at trial. In fact what happened is his client was found guilty of racketeering, gambling, and cruelty to animals and that his client discharged him and hired Peter Van Esser on an appeal after Judge Raffetto sentenced him to ten years. Van Esser successfully argued before the Intermediate Court of Appeals, which then remanded the case back to Circuit Court where Mr. Dutro discharged Peter Van Esser and hired Myles Breiner, at which time Mr. Dutro pled to the same counts and was given probation. So, this is just a matter of correcting an inadvertent error by the editors.

“The heart of the opinion, which I would like to comment really has not so much to do with the nominee, who I believe will be a good judge, but really with the process, which is what the editorial on Friday and the editorial this afternoon speaks to.

“Jeff Portnoy has been referred to and quoted in both Friday and today’s editorial as saying that Tanaka had disclosed the indiscretion that he left off originally with the Judicial Selection Commission, and that in Portnoy’s own words, Tanaka was involved in a quote, ‘Very complicated scenario,’ end quote. This scenario wasn’t complicated at all – the guy was found guilty, his lawyer was discharged, another lawyer was hired, and so on and so forth. That is not complicated. What became complicated is that the lawyer did not secure written waivers by each client waiving their conflict of interest, and the lawyer did not file a motion before the judge for separate trials. As a result, when the case went up before the Intermediate Court of Appeals, there was no written record that in fact what Mr. Tanaka had done orally could not be confirmed in writing. That is not complicated. That’s fundamental law 101.

“Portnoy makes it complicated and therein lies the problem, because Portnoy is correct. Mr. Tanaka, for whatever reason, disclosed the indiscretion before the Hawaii State Bar Association. The problem to me is the Hawaii State Bar Association, being notified of the indiscretion, continued to rank him highly qualified. And as I said on Friday, I disagree. A highly qualified lawyer would have secured a written waiver of conflict from multiple clients, and a highly qualified lawyer would have filed a motion before Judge Raffetto as opposed to an oral request. That is what a highly qualified lawyer would have done.

“The Bar, by insisting that the standard of conduct by Mr. Tanaka merits highly qualified, in fact lowers the standard for all lawyers, and all lawyers should be offended because it is reasonable for laypeople, like most of us on the Floor, to expect that a highly qualified lawyer would behave in a manner dictated by the preamble of the Hawaii Rules of Court and the Canons of Ethics prescribed to each lawyer before that lawyer becomes a professional.

“The other part that troubles me about the editorial this afternoon is this, and I’ll read it so that there’s no misunderstanding, ‘Hee says he wants people “to understand that the notice has been given and the expectation has been established” that disclosure of past adversity is expected of judicial nominees.’ That is accurate. And in fact, earlier in the editorial they say that ‘Senate Judiciary Chairman Clayton Hee is right in warning judicial nominees to disclose their past problems in the confirmation process. Failure to make such disclosures should result in extra scrutiny before candidates are confirmed.’ So I agree, and frankly, I thank the Star-Bulletin for recognizing that.

“This part I find a bit troublesome, they say that, ‘That policy can expect to continue for as long as Hee is judiciary chairman and a Republican resides in Washington Place.’ In 1988, as the Chairman of Judiciary, the Senate, which this opinion correctly articulates, was involved in a very difficult nomination. The nomination involved someone who failed to report contempt of court proceedings, content of court admonishments and criticisms against him, and more seriously, a Rule 11 against him by a federal judge. He did not disclose that and he was taken to task. The Governor was a Democrat. That should not be lost in the discussion here. Mr. Tanaka was appointed by the Chief Justice. The Chief Justice has a history as a member of the Republican Party, who was appointed Chief Justice by a Democrat Governor. It had nothing to do with seeing which political party or affiliation the appointing authority was then and is at this time.

“I hope, and I will rely on the members of the Judiciary Committee and indeed all of you here, that if the criticism or the process as we go about with subsequent nominees may appear to be unfair, that you will call it to my attention or the members of the Committee. But clearly, the fact that this Governor is a Republican is not new to the fact that I have criticized appointments made by Democrat Governors in the past. While I would hope that I could be better about it now than I was 20 years ago, I would hope that the standard would remain the same and that disclosure would be fully made before the Senate.

“Thank you.”

Senator Hemmings rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege.

“I’d like to remind this Body that in recent years, the last four most specifically, I believe a number of laws and a number of appointment processes, including the nomination of the Board of Regents, have been changed for the sole purpose of partisan politics. Things that were done for 30 or 40 years by Democrats all of a sudden became out of style and needed to be changed. So I beg to differ with the previous speaker.

“Thank you.”

Senator Hee rose again on a point of personal privilege and said:

“Madam President, I rise to agree with the previous speaker.

“I want to agree to the extent that he is right – some policies have changed. And in the case of a constitutional amendment that was put before the people, the people spoke loud and clear and decided that a new method of appointing board of regents was overwhelmingly, despite the odds, passed.

“Thank you.”

ADJOURNMENT

At 12:06 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Tuesday, February 6, 2007.

THIRTEENTH DAY

Tuesday, February 6, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Dr. Paul Kamanu, Grace in Action Christian Ministries, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Menor who were excused.

The President announced that she had read and approved the Journal of the Twelfth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 280 to 282) were read by the Clerk and were placed on file:

Gov. Msg. No. 280, dated January 29, 2007, transmitting the Department of Agriculture's Transfer of Revolving Fund Monies Annual Report for Calendar Year Ending December 31, 2006, pursuant to Sections 155-14 and 219-4, HRS.

Gov. Msg. No. 281, dated December 21, 2006, transmitting the Annual Report of the Narcotics Enforcement Division, Department of Public Safety, pursuant to Act 44, SLH 2004, and Section 329-11, HRS.

Gov. Msg. No. 282, letter dated February 5, 2007, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 1260, which makes an emergency appropriation of \$950,000 in general funds for fiscal year 2006-2007 as a grant pursuant to Chapter 42F, HRS, to Kahuku Hospital on Oahu to continue its operations, preserve its hospital license, retain its certificate of need and critical access hospital designation, and settle its debts.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 19 and 20) were read by the Clerk and were placed on file:

Dept. Com. No. 19, from the Department of Education, dated February 2, 2007, transmitting the 2006 Superintendent's 17th Annual Report.

Dept. Com. No. 20, from the State Auditor, dated February 5, 2007, transmitting a report "Management Audit of Student Housing Services at the University of Hawaii at Manoa," (Report No. 07-03).

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 5 and 6) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 5, transmitting H.B. No. 21, H.D. 1, which passed Third Reading in the House of Representatives on February 5, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 21, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed First Reading by title and was deferred.

Hse. Com. No. 6, transmitting H.B. No. 25, H.D. 1, which passed Third Reading in the House of Representatives on February 5, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 25, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 30 to 33) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 30 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN'S RIGHT OF WAY IN CROSSWALK LAW."

Offered by: Senators Inouye, Tsutsui, Espero, Hemmings.

No. 31 "SENATE CONCURRENT RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005."

Offered by: Senators Inouye, Baker, Fukunaga, Tsutsui, Ige.

No. 32 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY THE IMPACT OF CIGARETTE FIRE SAFETY STANDARDS ESTABLISHED IN OTHER STATES."

Offered by: Senators Inouye, Espero, Chun Oakland, Fukunaga, Ige.

No. 33 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RE-EVALUATE THE MEDICARE FORMULA FOR COMPUTING PAYMENTS TO DOCTORS OR TAKE OTHER MEASURES TO AVERT FUTURE REDUCTIONS IN PAYMENTS FOR SERVICES."

Offered by: Senators Inouye, Chun Oakland, Fukunaga, Ige.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 12 to 15) were read by the Clerk and were deferred:

Senate Resolution

No. 12 "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS

WITH THE PEDESTRIAN'S RIGHT OF WAY IN CROSSWALK LAW.”

Offered by: Senators Inouye, Tsutsui, Espero, Hemmings.

No. 13 “SENATE RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005.”

Offered by: Senators Inouye, Baker, Fukunaga, Tsutsui, Ige.

No. 14 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY THE IMPACT OF CIGARETTE FIRE SAFETY STANDARDS ESTABLISHED IN OTHER STATES.”

Offered by: Senators Inouye, Espero, Chun Oakland, Fukunaga, Ige.

No. 15 “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RE-EVALUATE THE MEDICARE FORMULA FOR COMPUTING PAYMENTS TO DOCTORS OR TAKE OTHER MEASURES TO AVERT FUTURE REDUCTIONS IN PAYMENTS FOR SERVICES.”

Offered by: Senators Inouye, Chun Oakland, Fukunaga, Ige.

STANDING COMMITTEE REPORTS

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 11) recommending that S.B. No. 678, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 678, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 12) recommending that S.B. No. 868, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 868, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 13) recommending that S.B. No. 750, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 750, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 14) recommending that S.B. No. 695, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 695, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUNTING,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 15) recommending that S.B. No. 779 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 779, entitled: “A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Sakamoto, for the Committee on Intergovernmental and Military Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 16) recommending that S.B. No. 618 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 618, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 8, 2007.

Senators Inouye and Sakamoto, for the Committee on Intergovernmental and Military Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 17) recommending that S.B. No. 640 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 640, entitled: “A BILL FOR AN ACT RELATING TO NATURAL DISASTERS TRAINING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 18) recommending that S.B. No. 523, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Transportation and International Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 523, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” passed Second Reading and was recommitted to the Committee on Transportation and International Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 19) recommending that S.B. No. 162 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 162, entitled: “A BILL FOR AN ACT RELATING TO

IOLANI PALACE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 20) recommending that S.B. No. 845, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 845, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAKING APPROPRIATIONS FOR IRRIGATION SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 21) recommending that S.B. No. 844 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 844, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 22) recommending that S.B. No. 937, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 937, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAWAHIOKALANI'OPU'U LABORATORY SCHOOL PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 23) recommending that S.B. No. 847, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 847, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 24) recommending that S.B. No. 1127 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1127, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN KNOWLEDGE CURRICULUM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 25) recommending that S.B. No. 1308 pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1308, entitled: "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 26) recommending that S.B. No. 840 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 S.B. No. 840, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 8, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 27) recommending that S.B. No. 950 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 S.B. No. 950, entitled: "A BILL FOR AN ACT RELATING TO TARO," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 8, 2007.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 28) recommending that S.B. No. 958, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 958, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 8, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 29) recommending that S.B. No. 993 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 993, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 30) recommending that S.B. No. 994 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 994, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING

SYSTEMS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 31) recommending that S.B. No. 1531, as amended in S.D. 1, 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 S.B. No. 1531, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 8, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 32) recommending that S.B. No. 546, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 546, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 33) recommending that S.B. No. 561, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 561, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 34) recommending that S.B. No. 1877, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1877, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Second Reading and was recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 35) recommending that S.B. No. 848, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 848, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EAST KAUAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 36) recommending that S.B. No. 804 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 804, entitled: "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 37) recommending that S.B. No. 1034 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1034, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

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. 816	Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means
No. 973	Jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 1988	Committee on Commerce, Consumer Protection and Affordable Housing

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 7, 2007.

FOURTEENTH DAY

Wednesday, February 7, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Kahu Leolani Pratt-Hao, Ka Hoku Ao Malamalama Church, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Thirteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 283 and 284) were read by the Clerk and were placed on file:

Gov. Msg. No. 283, dated January 27, 2007, transmitting the Annual Report of the Department of Public Safety's Correctional Industries, pursuant to Section 354D-3.5, HRS.

Gov. Msg. No. 284, dated January 26, 2007, transmitting the Report on the Adequacy of Federal Funding for the No Child Left Behind Act, prepared by the Department of Budget and Finance pursuant to Act 178, Section 153, SLH 2005.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 21, from the State Auditor, dated February 6, 2007, transmitting a report "Audit of the Child Support Enforcement Agency," (Report No. 07-04), was read by the Clerk and was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 34 and 35) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 34 "SENATE CONCURRENT RESOLUTION RELATING TO THE ESTABLISHMENT OF A 'STATE OF HAWAII WORLD TRADE CENTER, HONOLULU'."

Offered by: Senator Fukunaga.

No. 35 "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGISTRATION OF PROVIDERS OF DEBT-MANAGEMENT SERVICES."

Offered by: Senator Taniguchi.

SENATE RESOLUTION

The following resolution (S.R. No. 16) was read by the Clerk and was deferred:

Senate Resolution

No. 16 "SENATE RESOLUTION RELATING TO THE ESTABLISHMENT OF A 'STATE OF HAWAII WORLD TRADE CENTER, HONOLULU'."

Offered by: Senator Fukunaga.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 38) recommending that S.B. No. 1500, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1500, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 39) recommending that S.B. No. 1677 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1677, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 40) recommending that S.B. No. 1514 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1514, entitled: "A BILL FOR AN ACT RELATING TO TRANSFERS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 41) recommending that S.B. No. 149, as amended in S.D. 1, 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 S.B. No. 149, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 9, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 42) recommending that S.B. No. 1083, as amended in S.D. 1, 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 S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 9, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 43) recommending that S.B. No. 1084, as amended in S.D. 1, 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 S.B. No. 1084, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 9, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 44) recommending that S.B. No. 1007, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senators Taniguchi and English, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Transportation and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 45) recommending that S.B. No. 1506, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1506, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 46) recommending that S.B. No. 1542, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1542, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CEDED LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 10 (S.B. No. 139, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 10 be adopted and S.B. No. 139, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

"As you know, I voted against the increase in tax last year and one of the things that I said was that we're not really talking about people's health. We're talking about money and we're talking about taxation, and this bill, I think, was further proof of that. It was done in a very haphazard way. It was done erroneously, and even though the error was called to the attention of this Body, the bill had still passed, was signed into law, and my understanding is that the tax director was still

collecting on a per cigarette basis, as the Legislature in fact did intend but did not clearly define within the bill itself.

"I think for all bills we should be much more careful in terms of how we draft the bill, what we say, what we do so that our intent is very clear.

"Thank you, Madam President."

Senator Baker rose in support and stated:

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

"I was surprised by the good Senator from Hawaii Kai's remarks since he voted for this measure in Committee, referring it to Ways and Means.

"As Chair of the Senate Health Committee last year, it was my responsibility to shepherd this bill through its process, and I apologize to my colleagues that with so many hands working on this particular measure, we did inadvertently leave out some language that the Revisor of Statutes corrected but we also need to provide these technical corrections so that future administrations and future tax directors will know exactly and very precisely what the Legislature intended.

"Although one could argue that since our collection for cigarette tax is on a per cigarette basis, there really wasn't need to include that particular phrase making it even more redundant. But nevertheless, this measure does correct some technical errors that the attorney general and others had pointed out to us after the measure was adopted.

"I appreciate my colleagues' indulgence and support and ask you to move this measure forward to the House. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 10 was adopted and S.B. No. 139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

Senator Espero, Vice Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 1500.

Senator Espero noted:

"Madam President, the bill is being added to a previously scheduled hearing and the notice was filed in the Clerk's Office this morning. Thank you."

The Chair then granted the waiver.

ADJOURNMENT

At 11:49 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 8, 2007.

FIFTEENTH DAY

Thursday, February 8, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Klayton Ko, First Assembly of God, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Fourteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 285 to 394) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 285, dated January 24, 2007, transmitting the State of Hawai'i's Sister State/Cities Program Report, prepared by the Department of Business, Economic Development and Tourism, Strategic Marketing and Support Division, pursuant to Section 201-84, HRS, was placed on file.

Gov. Msg. No. 286, dated February 7, 2007, transmitting a Progress Report on the Development of a Comprehensive Trauma System Plan for Hawaii, prepared by the Department of Health pursuant to H.C.R. No. 88 (2006), was placed on file.

Gov. Msg. No. 287, dated January 30, 2007, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS, was placed on file.

Gov. Msg. No. 288, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of MARK DUNTON HUNSAKER, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 289, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of DUANE C.K. LAU, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 290, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of TEENA M. RASMUSSEN, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 291, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of DAVID G. RIETOW, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 292, submitting for consideration and confirmation to the Board of Agriculture, the nomination of LAURIE KWAI-HOON HO, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Board of Directors of the Aloha Tower Development Corporation, the nomination of NEAL MASAHIRO OTANI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 294, submitting for consideration and confirmation to the Kaua'i Aquatic Life and Wildlife Advisory Committee, the nomination of EDSON A. MARTIN, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 295, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of LANA KAUIPUNA ALAPA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 296, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of CHRISTOBAL JUAN QUINTANA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 297, submitting for consideration and confirmation to the State Boxing Commission of Hawai'i, the nomination of DELLA K. MARTIN-YOUNG, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 298, submitting for consideration and confirmation to the Cable Advisory Committee, the nomination of CLAYTON YUGAWA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 299, submitting for consideration and confirmation to the State Board of Chiropractic Examiners, the nomination of FRANCIS G. BREWER DC, CICE, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 300, submitting for consideration and confirmation to the State Board of Chiropractic Examiners, the nomination of GINA KIM DC, DAAPM, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 301, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of GERALD L. COFFEE, term to expire June 30, 2011, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 302, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of CORAL WONG PIETSCH, term to expire June 30, 2011, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 303, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of LISA ANN S. L. WONG, term to expire June 30, 2011, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 304, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of GRADY L. CHUN, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 305, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of PAUL KEN KIMURA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 306, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of ELAINE LOUISE HOGUE, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 307, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of WAYNETTE HOKWON, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 308, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of ANNA K. RIBUCAN, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 309, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of ANNA MARIE P. SPRINGER, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 310, submitting for consideration and confirmation to the Contractors License Board, the nomination of F. M. SCOTTY ANDERSON, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 311, submitting for consideration and confirmation to the Contractors License Board, the nomination of ERIC LYLE CARSON, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 312, submitting for consideration and confirmation to the Contractors License Board, the nomination of RONALD KIYOSHI OSHIRO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 313, submitting for consideration and confirmation to the Credit Union Advisory Board, the nomination of TIMMY LEE ALBAO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 314, submitting for consideration and confirmation to the Crime Victim Compensation Commission, the nomination of LISA ANN ASCHENBRENNER DUNN, term to expire June 30, 2011, was referred to the Committee on Public Safety.

Gov. Msg. No. 315, submitting for consideration and confirmation to the Defender Council, the nomination of JULIE KAI BARRETO, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 316, submitting for consideration and confirmation to the Defender Council, the nomination of MICHELLE L. DREWYER, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 317, submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the nomination of RYAN S. USHIJIMA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 318, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of JEFFREY K. MIYAZAWA DDS, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 319, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of MELANIE BILBAENO VALLEJOS DDS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 320, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of MARGARET MARY BAXTER, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 321, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of PAUL K. HIGA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 322, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of CHARLOTTE HAUNANI LOSA KAMAUOHA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 323, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of BERNADETTE LUCY KELI'IAA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 324, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of DEBORAH JEANE RIVERS, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 325, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of PAUL S. VARGAS JR., term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 326, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of RONALD KATSUMI AWA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 327, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of PATRICIA MARILYN NIELSEN, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 328, submitting for consideration and confirmation to the Disability and Communication Access

Board, the nomination of MARK T. OBATAKE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 329, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of DANIEL J. VARGAS, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 330, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of NORMAN N. AHU, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 331, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of TYRUS ISAO KAGAWA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 332, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of STEVE AKIO TSUNEMOTO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 333, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MILLICENT LILLIAN WELLINGTON, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 334, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of CLIFFORD W. MORDEN, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 335, submitting for consideration and confirmation to the Environmental Council, the nomination of DAVID ATKIN, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 336, submitting for consideration and confirmation to the Environmental Council, the nomination of DAVID SPENCER BYLUND, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 337, submitting for consideration and confirmation to the Environmental Council, the nomination of CHESTER ISAMU SAITO, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 338, submitting for consideration and confirmation to the Environmental Council, the nomination of MARY STEINER, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 339, submitting for consideration and confirmation to the Environmental Council, the nomination of PAULETTE BO LIN UJIMORI, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 340, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of DONALD S.M. CHANG, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 341, submitting for consideration and confirmation to the Hawaiian Homes Commission, the

nomination of TRISH K. MORIKAWA, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 342, submitting for consideration and confirmation to the Board of Health, the nomination of PAULA A.Y. ARCENA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 343, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of EMMET WHITE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 344, submitting for consideration and confirmation to the Health Planning Council, Tri-Isle Subarea, the nomination of GLENN SOICHI IZAWA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 345, submitting for consideration and confirmation to the Health Planning Council, Tri-Isle Subarea, the nomination of ELAINE JULIA SLAVINSKY, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 346, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of ANDREW DON MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 347, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of ROSANNE C. HARRIGAN EDD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 348, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of BRIAN J. GOLDSTEIN, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 349, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of ORION KOPELMAN, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 350, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of SHARON MARIE WONG, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 351, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of CAROL H. MCNAMEE, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 352, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of MARIE H. WEITE, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 353, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, the nomination of THOMAS G. SINGLEHURST, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 354, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of WAYNETTE KAM YAU CABRAL, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 355, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of DARA YUKIKO FUKUHARA, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 356, submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, the nomination of CLISSON KUNANE AIPOALANI, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 357, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nomination of DAVID A. KRUPP PHD, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 358, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of ROBERT J. PACHECO, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 359, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of LAURA Y. CHOCK, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 360, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of WILFRED S. PANG, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 361, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, the nomination of ANDREW DAVID BISSET, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 362, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of JANA HERKES, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 363, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of MARY ANN MORISHIGE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 364, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of VIRGINIA RUTH SHAW, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 365, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of PHIL E. KAY, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 366, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of BELINDA A. ANDERSON, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 367, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of PETER DEAN GONZALEZ, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 368, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of DONNA DARLENE HANSEN, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 369, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of RICHARD CHARLES JACKSON, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 370, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of SANDRA JANE MIYOSHI, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 371, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of JOY E. PATTERSON, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 372, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of G. NOELANI WILCOX, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 373, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of STEVEN J.T. CHOW, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 374, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of BILL W. GREEN, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 375, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of DUANE JIRO OZAKI, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 376, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of JERE HU ENG LOO OD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 377, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of JOY BERNADETTE YUKUKO SHIMABUKU, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 378, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of GWEN T. CHINN, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 379, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of MICHAEL WARREN RUFINO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 380, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of MICHAEL DEAN TURNER, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 381, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of JANICE T. KEMP, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 382, submitting for consideration and confirmation to the Procurement Policy Board, the nomination of PAMELA A. TORRES CPCM, term to expire June 30, 2010, was referred to the Committee on Tourism and Government Operations.

Gov. Msg. No. 383, submitting for consideration and confirmation to the Board of Registration of the Islands of Kaua'i and Ni'ihau, the nomination of PATRICK JOHNSTON CHILDS, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 384, submitting for consideration and confirmation to the Board of Registration of the Islands of Kaua'i and Ni'ihau, the nomination of DANIEL KAWAMURA, term to expire June 30, 2010, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 385, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of LARRY GELLER, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 386, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of JONATHAN J. CHUN, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 387, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of KATIE KEIM, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 388, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of HOWARD ALAN LESSER, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 389, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of JULIE KAY SMITH, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 390, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of BRUCE E. BUCKY, term to expire June 30, 2010, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 391, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of PETER YUKIMURA, term to expire June 30, 2009, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 392, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of CYNTHIA L. STINE, term to expire June 30, 2011, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 393, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of WILLIAM T. HONJIYO, term to expire June 30, 2011, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 394, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of GILBERT N. HOUGH, term to expire June 30, 2009, was referred to the Committee on Intergovernmental and Military Affairs.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 36) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 36 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM THE SECOND SATURDAY IN OCTOBER AS 'E HO'OLA I NA ALA HELE DAY' - 'TO GIVE LIFE TO THE TRAILS DAY'."

Offered by: Senators Whalen, Inouye, Kokubun.

STANDING COMMITTEE REPORTS

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 47) recommending that S.B. No. 615, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 615, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN PRACTICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 48) recommending that S.B. No. 835 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 835, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com.

Rep. No. 49) recommending that S.B. No. 936, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 936, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE COLLEGE AT THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 50) recommending that S.B. No. 1093, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1093, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN HEALTH CONSENSUS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 51) recommending that S.B. No. 1784, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1784, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII NATIVE HAWAIIAN PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 52) recommending that S.B. No. 731, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 731, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 53) recommending that S.B. No. 1077 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1077, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 54) recommending that S.B. No. 1247, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

1247, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 55) recommending that S.B. No. 763 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 763, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 56) recommending that S.B. No. 1962, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 57) recommending that S.B. No. 623 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 623, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 58) recommending that S.B. No. 897, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 897, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 59) recommending that S.B. No. 710, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 710, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 60) recommending that S.B. No. 880, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 880, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 61) recommending that S.B. No. 928 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 928, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REGULATORY BOARDS AND COMMISSIONS ADMINISTRATIVE ASSISTANT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 62) recommending that S.B. No. 1396, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1396, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR ENERGY STAR RATED APPLIANCES," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 63) recommending that S.B. No. 1610 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1610, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 64) recommending that S.B. No. 1686, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1686, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ANTARA MEDICAL TRUST FUND," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 65) recommending that S.B. No. 849 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 majority of the Committee was adopted and S.B. No. 849, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 66) recommending that S.B. No. 259, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 259, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Nishihara, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 67) recommending that S.B. No. 715, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 715, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Nishihara, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 68) recommending that S.B. No. 718, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 69) recommending that S.B. No. 933 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 933, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 70) recommending that S.B. No. 598, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 598, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 71) recommending that S.B. No. 1350, as amended in S.D. 1, pass Second Reading and be referred to the

Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 72) recommending that S.B. No. 1758 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1758, entitled: "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS INCUBATOR PROGRAM," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 73) recommending that S.B. No. 1133, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 74) recommending that S.B. No. 644, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 644, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 75) recommending that S.B. No. 1098, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1098, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY SELF-SUFFICIENCY," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 76) recommending that S.B. No. 1222, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was

referred to the Committee on Economic Development and Taxation.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 77) recommending that S.B. No. 11, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 11, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

ORDER OF THE DAY

THIRD READING

S.B. No. 618:

On motion by Senator Inouye, seconded by Senator Sakamoto and carried, S.B. No. 618, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 840:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 840, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 950:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 950, entitled: "A BILL FOR AN ACT RELATING TO TARO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 958, S.D. 1:

Senator Kokubun moved that S.B. No. 958, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

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

"Madam President, I stand in favor of S.B. No. 958, S.D. 1.

"Madam President, if you recall, we had similar measures that we addressed in Session last year. I rose in opposition to those matters at that time primarily because the Legislature had acted to establish a working taskforce with the Hawaii Farm Bureau Federation to look into coexistence, as it was named at that time. The idea was that the farm bureau would convene a meeting of farmers of different cultivation techniques, whether they were organic, whether they were traditional methods of farming or scientific methods. Essentially, the idea was to try

to gain some sort of consensus around the issue of the use of genetically modified organisms.

“Although the draft report has been submitted to the Department of Agriculture, it has yet to come out in its final form. However, I was able to see a copy of the draft report and it appears that there was some progress made by this coexistence working group, and in fact there was general agreement on three best management practices. So I think the coexistence discussion, although not complete and probably still in need of refinement, has gone a long way in terms of just bringing the different sorts of practitioners of agriculture to the same table to discuss in fact where there might be some common ground.

“Because that process has begun and because I’m very hopeful and optimistic that they can continue their discussion, I am changing my position, in a sense, with respect to this particular bill. I think when we heard discussion about this bill, which specifically addresses a moratorium on any genetically modified research on taro, the difference for me at this point in time really came about because of the input from the farming community and because of the input particularly from Native Hawaiian cultural practitioners. It was clear to me, and made even clearer, that taro signifies a very, very important and significant part of the heritage for Native Hawaiians. I’m sure there are others here who have better expertise in this area, with respect to kalo being a direct relative, if you will, for the beginning, the genesis of Native Hawaiian people.

“So, for me, kalo represents a significant component of that cultural heritage, and for that reason, I agreed to approve this moratorium for ten years. It’s not something that will go on forever, but I think the fact that there was a request for a moratorium for ten years really recognizes the significance of kalo to the Native Hawaiian people. And for that reason, Madam President, I’m asking my colleagues to support this measure.

“Thank you.”

Senator Whalen rose to oppose the measure as follows:

“Madam President, I rise in opposition to the bill.

“I believe this bill is unconstitutional based on the very speech that the good Chairman of Water, Land just gave. We’re not supposed to enact any law that respects the establishment of a religion, and the bill, in and of itself, clearly identifies this bill as pertaining to protect the spiritual religious beliefs of certain Hawaiian people.

“Whether it’s the host culture or not, we’re still bound by our federal constitution not to pass any bills respecting the establishment of religion, and since this bill is clearly intended to prevent scientific research based on a religion, I believe it’s unconstitutional and I’ll be voting ‘no.’”

Senator Inouye rose in opposition and said:

“Madam President, I will be voting ‘no’ as well on this measure, S.B. No. 958, S.D. 1. I have remarks I’d like to submit into the Journal.

“I do agree, though, that we certainly need to recognize the importance of kalo. Our wish is to at least separate the Chinese taro from this measure, then research can be continued by the University of Hawaii. Since we will not be doing that, Madam President, I will be voting ‘no’ and I have further remarks I’ll insert into the Journal.

“Thank you.”

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

“Dear Senator Lorraine Inouye,

I am one of your constituents who lives in Pepeekeo. Earlier, I sent you the update of my research to improve disease resistance of Chinese taro through genetic engineering (GE). This update can be downloaded at the following URL: <http://www.ctahr.hawaii.edu/gmo/documents/Update-GE-Dec14-06.pdf>.

I am attaching my written testimony against SB958. I believe that it is possible to have a win-win situation here. Co-existence of both GE Chinese taro and Hawaiian taro varieties is possible, because: a) Chinese taro rarely flowers under the environmental conditions of Hawaii; and b) Hawaiian taro varieties rarely produce viable seed in Hawaii. There is an extremely low risk of movement of transgenes from GE Chinese taro to Hawaiian taro varieties.

Please step up and be a leader in this issue. Yes, the anti-GMO group might have collected 800 signatures against GMO taro. However, how many of these people have really thought through the consequences of passing such a bill? You are a Senator and need to look at the long-term view not just the short-term fears.

Genetic engineering technology might be the only way to save taro in Hawaii if the deadly Alomae-Bobone viral complex ever reaches Hawaii from the Solomon islands or Cook islands. A 10-year moratorium will put an end to my research to improve disease resistance of Chinese taro through genetic engineering. Such a bill might discourage scientists from working on taro at all even when the 10-year moratorium ends, because they will be afraid that the extremist native Hawaiians might object to their research. I have talked to a lot of native Hawaiians, and they do not agree with the views of the extremists - they just want lots of poi on their table at a reasonable price and of good quality.

Best wishes,
Susan C. Miyasaka

Senate Bill: 958

Name: My name is Dr. Susan Miyasaka and I am testifying today as a private citizen. I am an Agronomist at the University of Hawaii’s College of Tropical Agriculture & Human Resources. I am the lead scientist in a research project to increase disease resistance of Chinese taro through genetic engineering (GE).

Position: AGAINST.

Why are we doing this research on GE Chinese taro? To improve the disease resistance and yield of Chinese taro. In ancient Hawaiian times, taro yields averaged 48,000 pounds per acre. In 2005, average yields were 11,000 pounds per acre; this is a reduction of 78%. Taro yields in Hawaii were at an all-time low in 2005 (since 1946 when records began). This decrease is partly due to diseases such as pocket rot and leaf blight.

What is our research progress on GE Chinese taro? We have inserted disease resistance genes into the Chinese taro variety Bun long. Recently, we found in tissue culture that one GE Chinese taro line with the wheat oxalate oxidase gene was able to completely stop the spread of *Phytophthora* leaf blight.

Reasons to vote against the bill:

1. There is a risk if this bill passes, that the taro industry could die off in Hawaii due to pests and diseases. It has taken us over 6 years to produce several GE Chinese taro lines that appear to have increased disease resistance against Phytophthora leaf blight. To place a moratorium on growing GE Chinese taro lines in the laboratory, greenhouse, and field would end our ability to find out whether this new biotechnology could increase disease resistance. If a moratorium had been passed against genetic engineering of papaya 15 years ago, today the papaya industry in Hawaii probably would be dead.

New pests and diseases enter Hawaii all the time. It may just be a matter of time before the Alomae-Bobone viral complex found in the Solomon Islands reaches Hawaii. Hawaiian taro varieties were tested in the Solomon Islands and all were killed by this viral complex. The insect vector required to transmit this viral complex is found in Hawaii. Imagine what would it do to our taro production. It would be foolish to throw away any potential tools that could help to improve taro production in Hawaii.

2. There is little risk of movement of transgenes from GE Chinese taro lines to traditional Hawaiian taro varieties. Chinese taro Bun long rarely flowers under the environmental conditions in Hawaii. Hawaiian taro varieties rarely produce seed that can develop into whole plants, because specialized pollinators are not found here. In order for transgenes to move from GE Chinese taro to Hawaiian taro varieties, Chinese taro would need to flower and produce healthy pollen (rare event), then the pollen would need to move via wind or insects to a female flower in a Hawaiian taro variety, then seed capable of growing into whole plants would need to develop (rare event). In order to produce conventional crosses of taro, breeders must hand-pollinate Hawaiian taro varieties to produce seed capable of growing into whole plants.

3. There is little risk that traditional Hawaiian taro varieties will lose their genetic purity due to GE Chinese taro. Traditional Hawaiian taro varieties are maintained through vegetative propagation ('hulis'). It is easy to distinguish taro produced from seed (very tiny) from those propagated vegetatively from 'hulis'. If seedlings are not desired, they easily could be pulled out to prevent confusion with traditional taro varieties.

4. There is little risk that GE Chinese taro in Hawaii will cause loss of biodiversity in taro. Genetic diversity is defined as the variation in genes within a species, in other words the greater the variation in genes, the greater the biodiversity. The center of origin for taro is thought to be in the Indo-Malaya peninsula and this area probably contains the greatest biodiversity of taro. The taro varieties brought here by the ancient Hawaiians come from a very narrow genetic base with little diversity.

5. There is little risk of food safety problems or increased allergic reactions if GE Chinese taro is commercialized. The federal government requires extensive testing that would identify and eliminate problems prior to commercialization. I am not an expert in food safety of GE crops; I defer to the experts. 'It is the position of the American Dietetic Association that agricultural and food biotechnology techniques can enhance the quality, safety, nutritional value, and variety of food available for human consumption and increase the efficiency of food production, food processing, food distribution, and environmental and waste management. The American Dietetic Association encourages the government, food manufacturers, food commodity groups, and qualified food and nutrition experts to work together to inform consumers about this new technology and encourage the availability of these products in the marketplace.'

Based on scientific evidence, I believe that it is possible to have a win-win situation here. Allow me to continue my research on promising, disease resistant lines of GE Chinese taro in the laboratory, greenhouse, and contained fields. Such research will NOT adversely affect the genetic purity of Hawaiian taro varieties.

Think about the downward trend in taro yield over the past 60+ years. **Ask yourself, will there be taro for future generations to enjoy?**

Please vote against S.B. No. 958."

Senator Hemmings rose to speak against the measure and stated:

"Madam President, I rise to speak against this legislation.

"It defies logic for many ways, but one that's extremely important is that obviously the technology of science nowadays can do much to enhance the value of taro and crops that are going to benefit human kind, including the very cultural group that says it wants protection. That's number one.

"Number two, this ten-year moratorium flies in the face of logic because I believe that the same principles that we're being asked to vote on today to vote in favor of it would be applied ten years from now.

"It doesn't make sense. It's not good for the host culture or for the people of Hawaii. It's not good for the world. GMOs find better ways to produce food that we can all consume so we can survive, and I would suggest the best thing to do is vote this down on the Floor.

"Thank you, Madam President."

Senator Espero rose to speak in opposition as follows:

"Madam President, I will also be voting 'no' on this measure.

"I understand the sensitivity of this issue and the needs of the Hawaiian community to look at taro. However, I believe that the bill is too broad. The ten-year period is too long. And if you look at those who did testify in support of this measure – UH, the Papaya Association Industry, the coffee growers, and many other industries – I feel that if this bill were to be amended to read something to the effect that traditional Hawaiian taro varieties of the species colocasia esculenta, then I believe I'd be able to support it.

"Thank you."

Senator Hooser rose in support of the measure and said:

"Madam President, I rise in support of this bill.

"This bill, as many members recall, was on the Floor last year and I spoke in support then. I'm not sitting on the Committee so I wasn't part of the Committee process, but I did read the committee report and some of the testimony, and I believe it reflects much of the same discussion that occurred last year. Some would try to frame this issue as an anti-GMO bill or an anti-science bill, but I see it as a pro-farmer bill, a pro-Hawaiian bill, and a bill that supports what the people who eat the product want.

"I think the fundamental question here is, Who is entitled to make the decision about the food that we eat? Is it the people that eat the food, in this case, the taro? The primary population

of people who consume taro would be Native Hawaiians. I enjoy a little bit of poi myself, but I think it's primarily the Native Hawaiian population, and they have come out in droves supporting this bill.

"Who grows taro? The farmers. The farmers, from all the testimony I could read and from my experience in the past, the farmers in this case are united. They support this bill and they don't want to risk the contamination that is possible by the inadvertent introduction, if you would, of GMO varieties.

"The farmers are supporting this bill, the consumers are supporting this bill, and the people whose culture is most closely tied to this plant are supporting this bill. So I ask myself, Who's entitled to make the decision? Is it the Native Hawaiian people? Is it the consumers? Is it the farmers? Or is it industry or some scientist in a room somewhere experimenting with the crop? I've come to the conclusion that, fundamentally, the people who are entitled to make this decision are the farmers, Native Hawaiians, and the people who consume the product.

"I encourage my colleagues to vote in support. Thank you, Madam President."

Senator Sakamoto rose in support with reservations and stated:

"Madam President, I rise in support with reservations.

"Hearing the arguments on both sides, certainly the farmers' opinions and cultural practices are very, very important, but so is research. And at this point, I hope the discussion continues, and should the bill not end up in this form, I hope there are improvements to be made.

"Thank you."

Senator Slom rose to oppose the measure as follows:

"Madam President, I rise in opposition to the bill.

"I sat through all of the testimony. I heard all of the arguments and there's a couple things that I think that we may be overlooking or assuming. First of all, no one is questioning the importance of taro, not at all. That's not an issue here. Number two, it's interesting to me that while this is being argued as not an anti-GMO bill, in fact that really is the basis of this legislation. We can talk about cultural sensitivity. We can talk about spirituality and all that, but the fact of the matter is, as was brought up in testimony, the diseases, the eradication of different crops, including taro, are very real.

"The question, I think, before the House is, if you have a problem with the crop, by the time the problem is identified, if you don't have a plan B, if you haven't had testing, if you haven't had research, you will lose that crop. We are all aware, even those of us like me who are not very akamai about flora and fauna, what's happened to the wiliwili trees around our community here when you see dead, brown stalks all around you. And because we did not have something that we could do, it was not a question of saying, well let's start the research now and find out, the damage is already done.

"The other point is, no one is forcing anyone to do anything with the modified crop. The fear that was expressed during the testimony was that the modified crops could contaminate other crops or other taro and force people to use the GMOs. That may be a risk. There's no question about it, but this is not a bill or not an activity where you're saying that a scientist in a locked room or a group of people are going to make a decision

and then everyone else has to follow that decision. That's not the basis for this.

"The fact that we would have a ten-year moratorium, particularly on testing, is amazing to me, particularly when apparently we're going to allow real avian bird flu into this state, into Manoa, into the University of Hawaii, which carries a great many more dangers and is a policy that I think we should question; yet we're going to test things like that but we won't test crops and food products that we wish to preserve and save.

"So, in any case, I don't see the positive nature of this bill, but I see a lot of negatives and I'll be voting against it. Thank you, Madam President."

Senator Menor rose in favor with reservations and said:

"Madam President, I just wanted the record to reflect the fact that I'll be voting in favor of this measure but with strong reservations."

The Chair so ordered.

Senator Hee rose to support the measure and stated:

"Madam President, as the author of the bill, I rise in strong support of the measure.

"A lot of the discussion really is at the heart of this bill and I want to recognize those who have commented on their positions for and against the bill because it really drives the dichotomy behind the bill – of profits, having others tell others what's best for them. For me, I recall the discussion of the farmers. A lot of what some of the previous speakers in opposition to this bill have said has merit, because it's true – we have problems in some of our agriculture industry. The example of wiliwili was brought up. Bunchy top in bananas is a problem. Science can, to some degree, address these problems. Science can, as we know, cause more problems. The rats, the mongoose, African snails, toads, coqui frogs . . . some have come in to solve other problems and caused more problems.

"This bill attempts to address a different approach to solving problems. It is an approach that asks to take preventative measures as opposed to a scientific resolution. For example, many Hawaiians have heart disease, diabetes, hypertension (high blood pressure) and science has addressed it with a pill – Lipitor or any other magic pill. In fact, some of our colleagues here may be taking Lipitor. I'm not one of those, because if we look to the elders, we don't see Spam eaters as opposed to fish, taro and dark greens. There are other ways to address the problems than a magic pill developed by an elitist scientist hidden away in an ivory tower. Don't eat the yolk of the egg – it has a lot of cholesterol – if you have high cholesterol. On the other hand, if you wish to have high cholesterol, eat all the yolks.

"The farmers who look at loliloli or pocket rot and leaf blight have suggested a different way to approach the problem, and that way is through feeding the aina – putting back nutrients into the soil, the aina, that which feeds you . . . ai'ana, aina. To a non-speaker, aina is land. To a Hawaiian, aina is that which feeds you – ai'ana, aina. So it's a different approach to a non-indigene. The problem might be solved by throwing fertilizer pellets at it. To a farmer in Kalihiwai named Chris Kobayashi, who is not Hawaiian, the problem is solved by letting the lo'i rest by putting back into the aina the organic nutrients, as opposed to a packet of Lipitor.

"It's a fundamental difference on approaching a product that happens to be culturally significant but is also a product that is

grown everywhere in the tropics throughout the world, but for a group of indigenous people, like others throughout the world, as rice is to other cultures, is significant.

“Interestingly enough, Ramon de la Pena, a member of the board of regents, one of the foremost experts on taro, when asked during his confirmation last year, did he support the genetic modification of taro, he said, ‘No,’ interestingly enough.

“So while no one could argue, I suppose, that science could solve the problems of the world, similarly, no one could argue that science has caused a lot of the problems. Whether it’s for profit, or expediency, or immediacy, who’s to say? What we do know is that when Cook came in 1778, in his journal he said, ‘The fields were verdant green with taro to support a population of 400,000 people.’ That much we know, and I think we can conclude that Lipitor was not available to that population of 400,000 indigenes.

“So I will support this bill and would ask you for a Roll Call vote. Thank you.”

Senator Hemmings rose in rebuttal and said:

“Madam President, I rise in rebuttal.

“I cannot sit idly by and allow everything that comes to this Floor to turn into racism or class envy. And I cannot allow politically correct history revision to permeate this discussion without rebuttal.

“I’d like to remind us all that some of the elitists and those in the ivory towers that aspersions have been cast upon on this Floor are the very people who through science have rid the world of polio, something I had and my family suffered from. These same elitist scientists and quote, unquote, ‘for profit’ people have eliminated tuberculosis from much of the world. Cancer and other diseases that are afflicting human kind are being relieved by these elitists in their ivory towers. I might further suggest that many of these people are doing these things not for profit but for human purposes.

“I, too, know a little bit about Hawaiian history and I do know that the life expectancy of a Hawaiian in the time of Kamehameha was considerably less, as is the life expectancy of all human kind just a hundred years ago was considerably less than it is now. Why? Because of science, because good men and women, regardless of their race or how much money they’re making, worked hard to make it so.

“This bill, as the previous speaker from Hawaii Kai mentioned, does not say we don’t have a choice. If you’ve got arteriosclerosis or heart disease, you don’t have to take Lipitor. This bill simply gives science the opportunity to give us choices, not take them away.

“Madam President, I don’t want to go through this Session having to stand up to rebut comments made on race or money or class envy. Let’s stick with the issues and argue the merits of the bill based on what it’s doing for the people – all the people – that we took the oath to protect and make the laws for.

“Thank you, Madam President.”

Senator Ige rose and said:

“Madam President, I’d just like to note my support with reservations.”

The Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 958, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS,” having been read throughout, and Roll Call having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Ayes with Reservations, 8 (Fukunaga, Gabbard, Ige, Kim, Menor, Nishihara, Sakamoto, Tsutsui). Noes, 8 (Baker, Espero, Hemmings, Inouye, Slom, Taniguchi, Trimble, Whalen). Excused, 1 (Bunda).

S.B. No. 1531, S.D. 1:

Senator Kokubun moved that S.B. No. 1531, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Whalen rose in opposition to the measure and stated:

“Madam President, I rise in opposition to the bill.

“I’m really concerned about the direction this Body is headed with the importance we’re putting on religious practices. This bill right in its findings says it’s of critical importance to Native Hawaiians for the preservation of their religious practices.

“We do have a constitutional obligation to stay neutral at the very least. Here in the previous bill we banned a certain scientific practice based on religious beliefs and now we’re changing the way we select people to this panel based on religious preferences. I think we’re definitely heading in the wrong direction if we continue to go down this road.

“Again, based on our constitutional obligation, I’ll be voting ‘no.’”

Senator Kokubun rose in support and said:

“Madam President, I stand in support of S.B. No. 1531, S.D. 1.

“Madam President, my good colleague from the west side of the Big Island I think is mistaken in terms of the reference to advocating for religious preference here. Essentially, the language just says that a member of the Coastal Zone Advisory Council should have substantial experience and expertise in traditional Native Hawaiian coastal and ocean usage and practices. I don’t see any reference to specific religious practices. So it’s respect to the resource management practices that are required here.

“Thank you, Madam President.”

Senator Whalen rose again as follows:

“Madam President, just briefly to point out to the Chairman, still speaking in opposition.

“On the first page of the bill, you’ll find what I quoted from right there.”

The motion was put by the Chair and carried, S.B. No. 1531, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Whalen). Excused, 1 (Bunda).

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 1366	Committee on Economic Development and Taxation, then to the Committee on Ways and Means
No. 1558	Committee on Judiciary and Labor
No. 1570	Committee on Judiciary and Labor
No. 1758	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 1846	Committee on Judiciary and Labor

At 12:18 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 78) recommending that S.B. No. 797, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 797, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 79) recommending that S.B. No. 798, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 798, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 80) recommending that S.B. No. 805, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 81) recommending that S.B. No. 808, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 808, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 82) recommending that S.B. No. 809, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 809, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAII MILITARY FAMILY RELIEF SPECIAL FUND," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 83) recommending that S.B. No. 1341, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1341, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS RELATING TO NATURAL DISASTERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 84) recommending that S.B. No. 1625, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Transportation and International Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1625, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Transportation and International Affairs.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 85) recommending that S.B. No. 1703, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1703, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 86) recommending that S.B. No. 985, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 985, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

TAX CREDITS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Baker, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 25, and the Chair granted the waiver.

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

S.B. No. 302;
S.B. No. 1920; and
S.B. No. 1922,

and the Chair granted the waiver.

ADJOURNMENT

At 12:23 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 9, 2007.

SIXTEENTH DAY

Friday, February 9, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Utu Langi, First United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Hee who were excused.

The President announced that she had read and approved the Journal of the Fifteenth Day.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 87) recommending that S.B. No. 94, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 94, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 88) recommending that S.B. No. 76, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 89) recommending that S.B. No. 1179, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1179, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL-AGE CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 90) recommending that S.B. No. 766, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 766, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 91) recommending that S.B. No. 1095, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1095, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 92) recommending that S.B. No. 733, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 93) recommending that S.B. No. 1428 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1428, entitled: "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 94) recommending that S.B. No. 51, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 51, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 95) recommending that S.B. No. 69, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 69, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 96) recommending that S.B. No. 240, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 240, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 97) recommending that S.B. No. 810, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 810, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

WAIMANO RIDGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 98) recommending that S.B. No. 952, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 952, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 99) recommending that S.B. No. 1260, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 100) recommending that S.B. No. 1042, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1042, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 101) recommending that S.B. No. 1048 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1048, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 102) recommending that S.B. No. 667, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 667, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 103) recommending that S.B. No. 257 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 257, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 104) recommending that S.B. No. 52 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 52, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 105) recommending that S.B. No. 855 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 855, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 106) recommending that S.B. No. 912 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 912, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 107) recommending that S.B. No. 914, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 914, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 108) recommending that S.B. No. 919, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 919, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 109) recommending that S.B. No. 1174, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1174, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO INCARCERATED PARENTS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Nishihara, for the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 110) recommending that S.B. No. 1039 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1039, entitled: “A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Taniguchi, for the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 111) recommending that S.B. No. 1917, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1917, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 112) recommending that S.B. No. 967, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 967, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 113) recommending that S.B. No. 708, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 708, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 114) recommending that S.B. No. 1315, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1315, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 115) recommending that S.B. No. 1497, as amended

in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1497, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE,” passed Second Reading and was recommitted to the Committee on Economic Development and Taxation.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 116) recommending that S.B. No. 7, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 7, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS’ TRAINING CORPS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 117) recommending that S.B. No. 91, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 91, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NURSING EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 118) recommending that S.B. No. 604, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 604, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICAL EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 119) recommending that S.B. No. 688, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 688, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 120) recommending that S.B. No. 867, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 867, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 121) recommending that S.B. No. 1131, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1131, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 122) recommending that S.B. No. 1932, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1932, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 123) recommending that S.B. No. 426, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Human Services and Public Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 426, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was recommitted to the Committee on Human Services and Public Housing.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 124) recommending that S.B. No. 427, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Human Services and Public Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 427, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was recommitted to the Committee on Human Services and Public Housing.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 125) recommending that S.B. No. 428, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Human Services and Public Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 428, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was recommitted to the Committee on Human Services and Public Housing.

Senator Chun Oakland, for the majority of the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 126) recommending that S.B. No. 258, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 258, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 127) recommending that S.B. No. 624, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 128) recommending that S.B. No. 704 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 704, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 129) recommending that S.B. No. 901, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 901, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 130) recommending that S.B. No. 1182, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1182, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 131) recommending that S.B. No. 1197, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 132) recommending that S.B. No. 1199, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 133) recommending that S.B. No. 1919, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1919, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 134) recommending that S.B. No. 926 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 926, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 135) recommending that S.B. No. 812 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 812, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 136) recommending that S.B. No. 979, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 979, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 137) recommending that S.B. No. 1184, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1184, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 138) recommending that S.B. No. 95, as amended in S.D. 1, 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 S.B. No.

95, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VACANT POSITIONS IN THE DEPARTMENT OF EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 139) recommending that S.B. No. 246 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 246, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 140) recommending that S.B. No. 1968 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 S.B. No. 1968, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 141) recommending that S.B. No. 1540, as amended in S.D. 1, 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 S.B. No. 1540, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 142) recommending that S.B. No. 25, as amended in S.D. 1, 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 S.B. No. 25, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 12, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 143) recommending that S.B. No. 1032, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1032, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR HANA BOAT RAMP," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand.

Com. Rep. No. 144) recommending that S.B. No. 1242, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1242, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION OF HONOLULU MARINE, INC., DBA KEWALO SHIPYARD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 145) recommending that S.B. No. 323, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 323, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was recommitted to the Committee on Economic Development and Taxation.

ORDER OF THE DAY

THIRD READING

S.B. No. 149, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 149, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

S.B. No. 1083, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

S.B. No. 1084, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1084, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, January 24, 2007:

Senate
Concurrent
Resolution Referred to:

No. 2 Committee on Transportation and International Affairs

No. 3 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 4 Committee on Education

No. 5 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 6 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 7 Committee on Judiciary and Labor

No. 8 Committee on Health

No. 9 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 10 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor

No. 11 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 12 Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 13 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 14 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 15 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 16 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 17 Jointly to the Committee on Human Services and Public Housing and the Committee on Education

No. 18 Committee on Education

No. 19 Jointly to the Committee on Human Services and Public Housing and the Committee on Public Safety

No. 20 Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor

No. 21 Committee on Human Services and Public Housing

No. 22 Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing

No. 23 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs

- No. 24 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 25 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 26 Committee on Judiciary and Labor
- No. 27 Committee on Transportation and International Affairs
- No. 28 Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs
- No. 29 Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs

Senator Fukunaga noted:

“Madam President, by way of clarification, I would note that these are all tax measures that have been reported out of the first subject matter Committee and have been added to tomorrow morning’s hearing agenda. Thank you.”

The Chair then granted the waiver.

ADJOURNMENT

At 11:47 o’clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, February 12, 2007.

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, January 24, 2007:

- Senate Resolution Referred to:
- No. 5 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 6 Committee on Transportation and International Affairs
- No. 7 Committee on Judiciary and Labor
- No. 8 Committee on Health
- No. 9 Committee on Human Services and Public Housing
- No. 10 Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 11 Committee on Judiciary and Labor

RE-REFERRAL OF A SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

- Senate Bill Referred to:
- No. 230 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

- S.B. No. 11;
 S.B. No. 750;
 S.B. No. 798;
 S.B. No. 1133;
 S.B. No. 1497; and
 S.B. No. 1962.

SEVENTEENTH DAY

Monday, February 12, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Derrick Norris, Mililani Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators Bunda, Menor and Taniguchi who were excused.

The President announced that she had read and approved the Journal of the Sixteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 395 to 401) were read by the Clerk and were placed on file:

Gov. Msg. No. 395, dated January 30, 2007, transmitting the Hawaii Community Development Authority's Annual Report for the 2005-2006 Fiscal Year.

Gov. Msg. No. 396, dated January 31, 2007, transmitting the Department of Defense's Storm Recovery Expenditure Report, pursuant to Act 118, Section 24, SLH 2006.

Gov. Msg. No. 397, dated February 8, 2007, transmitting a report prepared by the Office of Youth Services pursuant to Act 160, Section 38.3, SLH 2006, on the Safe House program.

Gov. Msg. No. 398, dated February 7, 2007, transmitting a Report Relating to Diversified Agriculture Industry: Co-Existence of Organic, conventional, and Biotechnology Farming Methods, prepared by the Department of Agriculture, Plant Industry Division, pursuant to S.C.R. No. 208 (2005).

Gov. Msg. No. 399, dated January 31, 2007, transmitting the Report of the State Fire Council, prepared by the Department of Labor and Industrial Relations pursuant to S.R. No. 30 and S.C.R. No. 49 (2006).

Gov. Msg. No. 400, dated January 31, 2007, transmitting the Report of the Work-Family Task Force, prepared by the Department of Labor and Industrial Relations pursuant to S.C.R. No. 13 (2006).

Gov. Msg. No. 401, dated January 30, 2007, transmitting the Report on the Hawaii Employers that have Developed and Implemented Policies for Reducing Workplace Bullying, prepared by the Department of Labor and Industrial Relations pursuant to S.C.R. No. 106 (2006).

HOUSE COMMUNICATION

Hse. Com. No. 7, transmitting H.B. No. 1073, which passed Third Reading in the House of Representatives on February 9, 2007, was read by the Clerk and was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1073, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 146) recommending that S.B. No. 773, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 773, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INGENUITY CORPORATION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 147) recommending that S.B. No. 675 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 675, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Fukunaga and Inouye, for the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 148) recommending that S.B. No. 1342, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1342, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 149) recommending that S.B. No. 1273 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1273, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ALARM SYSTEMS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 150) recommending that S.B. No. 782 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 782, entitled: "A BILL FOR AN ACT RELATING TO USE OF SAFETY HELMETS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 151) recommending that S.B. No. 1495, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1495, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 152) recommending that S.B. No. 1496, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN EXEMPTION FROM THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senators English and Menor, for the Committee on Transportation and International Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 153) recommending that S.B. No. 1285 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1285, entitled: "A BILL FOR AN ACT RELATING TO TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 154) recommending that S.B. No. 709, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 155) recommending that S.B. No. 896, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 156) recommending that S.B. No. 1365, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1365, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO THE INNOVATION ECONOMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 157) recommending that S.B. No. 1499, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 158) recommending that S.B. No. 1688, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1688, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 159) recommending that S.B. No. 677, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 677, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 160) recommending that S.B. No. 251, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 251, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 161) recommending that S.B. No. 827 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 827, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 162) recommending that S.B. No. 830,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 830, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 163) recommending that S.B. No. 1041, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1041, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF JURISDICTION OVER HIGHWAYS TO THE COUNTIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 164) recommending that S.B. No. 1485, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1485, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 165) recommending that S.B. No. 672 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 672, entitled: "A BILL FOR AN ACT RELATING TO INMATE REINTEGRATION PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 166) recommending that S.B. No. 910, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 910, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 167) recommending that S.B. No. 911 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 911, entitled: "A BILL FOR AN ACT RELATING TO PRISONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 168) recommending that S.B. No. 913, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 913, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 169) recommending that S.B. No. 916, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 916, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 170) recommending that S.B. No. 917 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 917, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 171) recommending that S.B. No. 1484 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1484, entitled: "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 172) recommending that S.B. No. 1489, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1489, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 173) recommending that S.B. No. 1491 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1491, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 174) recommending

that S.B. No. 100, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 100, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Taniguchi, for the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 175) recommending that S.B. No. 614, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 614, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 176) recommending that S.B. No. 686, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 686, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 177) recommending that S.B. No. 690, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 690, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL CLOSURES OR CONSOLIDATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 178) recommending that S.B. No. 693, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 693, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 179) recommending that S.B. No. 886, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 886, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS MANAGERS FOR THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Taniguchi, for the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 180) recommending that S.B. No. 1150, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1150, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 181) recommending that S.B. No. 1691, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1691, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDER ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 182) recommending that S.B. No. 1205, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and Public Housing and the Committee on Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 183) recommending that S.B. No. 1185, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and Public Housing and the Committee on Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 184) recommending that S.B. No. 1193 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1193, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAPIOLANI COMMUNITY COLLEGE'S LONG-TERM CARE RESOURCE PROGRAM TO TRAIN AND EDUCATE HAWAII'S ELDERCARE WORKFORCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on

Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 185) recommending that S.B. No. 1198, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CAREGIVERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 186) recommending that S.B. No. 1204 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1204, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 187) recommending that S.B. No. 245 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 245, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ABUSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 188) recommending that S.B. No. 650, as amended in S.D. 1, 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 S.B. No. 650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 189) recommending that S.B. No. 1956 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 S.B. No. 1956, entitled: "A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2007.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 190) recommending that S.B. No. 1486 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 S.B. No. 1486, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," passed Second Reading

and was placed on the calendar for Third Reading on Wednesday, February 14, 2007.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 191) recommending that S.B. No. 776 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 776, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 192) recommending that S.B. No. 1513 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 S.B. No. 1513, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 2007.

Senators Espero and Chun Oakland, for the Committee on Public Safety and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 193) recommending that S.B. No. 1112 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1112, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 194) recommending that S.B. No. 1279, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was referred to the Committee on Judiciary and Labor.

ORDER OF THE DAY

THIRD READING

S.B. No. 849:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 849, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Slom, Trimble). Excused, 3 (Bunda, Menor, Taniguchi).

S.B. No. 95, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, S.B. No. 95, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VACANT POSITIONS IN THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Menor, Taniguchi).

S.B. No. 246:

On motion by Senator Ige, seconded by Senator Inouye and carried, S.B. No. 246, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Bunda, Menor, Taniguchi).

S.B. No. 1968:

On motion by Senator Inouye, seconded by Senator Tsutsui and carried, S.B. No. 1968, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Menor, Taniguchi).

S.B. No. 1540, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 1540, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Menor, Taniguchi).

S.B. No. 25, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 25, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Menor, Taniguchi).

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 323, S.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 426, S.D. 1 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 427, S.D. 1 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 428, S.D. 1 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 732 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 1993 Committee on Tourism and Government Operations, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means

ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 13, 2007.

EIGHTEENTH DAY

Tuesday, February 13, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Wendy Tajima, Waipahu United Church of Christ, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

The President announced that she had read and approved the Journal of the Seventeenth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 402, dated February 12, 2007, transmitting her statement of objections to Senate Bill No. 638 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

February 12, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 638

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 638, entitled 'A Bill for an Act Making Appropriations to Provide for the Expenses of the Legislature, the Auditor, the Legislative Reference Bureau, and the Ombudsman.'

This bill appropriates moneys for session and nonsession expenses of both houses of the Legislature for the period up to and including June 30, 2008, including but not limited to, the 2007 regular session, and pre-session expenses and the expenses of any committee or committees established during the interim between the 2007 and 2008 regular sessions; for the expenses of the Legislative Auditor, the State Ethics Commission, the Legislative Reference Bureau, and the Office of the Ombudsman for fiscal year 2007-2008; and for defraying expenses of the legislative information system and the legislative broadcast program.

The general fund expenditure ceiling for fiscal year 2006-2007 was exceeded by Act 246, Session Laws of Hawaii 2006.

A portion of the moneys appropriated by this bill is for fiscal year 2006-2007. Section 9 of Article VII of the State Constitution provides in part: 'No appropriations in excess of [the general fund expenditure] ceiling shall be authorized during any legislative session unless the legislature shall, by a two-thirds vote of the members to which each house of the legislature is entitled, set forth the dollar amount and the rate by which the ceiling will be exceeded and the reasons therefore.' This bill does not contain the legislative declaration required by Section 9 of Article VII of the State Constitution, and is therefore invalid.

For the foregoing reason, I am returning Senate Bill No. 638 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawai'i,"

was read by the Clerk and was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 8, transmitting H.B. No. 319, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2007, was read by the Clerk and was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 319, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 195) recommending that S.B. No. 932, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 932, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 196) recommending that S.B. No. 907, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 907, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 197) recommending that S.B. No. 707, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 707, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 198) recommending that S.B. No. 625, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

625, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 199) recommending that S.B. No. 891 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 891, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 200) recommending that S.B. No. 892 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 892, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 201) recommending that S.B. No. 1281 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1281, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 202) recommending that S.B. No. 1381 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1381, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 203) recommending that S.B. No. 1382 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1382, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 204) recommending that S.B. No. 1383 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1383, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 205) recommending that S.B. No. 1384 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1384, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 206) recommending that S.B. No. 1385 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1385, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 207) recommending that S.B. No. 1386 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1386, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 208) recommending that S.B. No. 1387 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1387, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 209) recommending that S.B. No. 1388 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1388, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 210) recommending that S.B. No. 1389 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1389, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 211) recommending that S.B. No. 1390 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1390, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 212) recommending that S.B. No. 1391 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1391, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 213) recommending that S.B. No. 1425, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1425, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 214) recommending that S.B. No. 1332, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1332, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 215) recommending that S.B. No. 1046, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1046, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Nishihara, for the Committee on Intergovernmental and Military Affairs and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 216) recommending that S.B. No. 795, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 795, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 217) recommending that S.B. No. 31 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 31, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 218) recommending that S.B. No. 85, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 85, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 219) recommending that S.B. No. 621 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 621, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 220) recommending that S.B. No. 622 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 622, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 221) recommending that S.B. No. 699, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 699, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

VETERANS LICENSE PLATES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 222) recommending that S.B. No. 725, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 725, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAUAI VETERANS CEMETERY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 223) recommending that S.B. No. 792 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 792, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 224) recommending that S.B. No. 794 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 794, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 225) recommending that S.B. No. 796, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 796, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 226) recommending that S.B. No. 806, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 806, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF VETERANS' SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 227) recommending that S.B. No. 1427, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1427, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO CIVIL DEFENSE AGENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 228) recommending that S.B. No. 1431, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1431, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 229) recommending that S.B. No. 1561 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1561, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 230) recommending that S.B. No. 781, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 781, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 231) recommending that S.B. No. 684, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 684, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM INFORMATION PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 232) recommending that S.B. No. 1268 pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1268, entitled: "A BILL FOR AN ACT RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senators Sakamoto and Kokubun, for the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 233) recommending that S.B. No. 885, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 885, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kokubun, for the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 234) recommending that S.B. No. 611, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 611, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 235) recommending that S.B. No. 613, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 613, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 236) recommending that S.B. No. 691, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 691, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 237) recommending that S.B. No. 1126 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1126, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 238) recommending that S.B. No. 1931, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 239) recommending that S.B. No. 1152, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1152, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 240) recommending that S.B. No. 767, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 767, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 241) recommending that S.B. No. 692, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 692, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 242) recommending that S.B. No. 1177, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1177, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 243) recommending that S.B. No. 681, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 681, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 244) recommending that S.B. No. 1156, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1156, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 245) recommending that S.B. No. 607, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

607, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPERIENTIAL LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 246) recommending that S.B. No. 946, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 946, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators English, Sakamoto and Menor, for the Committee on Transportation and International Affairs, the Committee on Education and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 247) recommending that S.B. No. 983 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 983, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 248) recommending that S.B. No. 152, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 152, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 249) recommending that S.B. No. 774 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 774, entitled: "A BILL FOR AN ACT RELATING TO RIDESHARING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 250) recommending that S.B. No. 1191, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 251) recommending that S.B. No. 839, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 839, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 252) recommending that S.B. No. 1364, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 253) recommending that S.B. No. 1000 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1000, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 254) recommending that S.B. No. 1375, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1375, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 255) recommending that S.B. No. 1627, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1627, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ERADICATION AND CONTROL OF THE COQUI FROG," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 256) recommending that S.B. No. 1718 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1718, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF

MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 257) recommending that S.B. No. 1720 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1720, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST JACOBY DEVELOPMENT, INC., A PROCESSING ENTERPRISE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 258) recommending that S.B. No. 1947 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1947, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 259) recommending that S.B. No. 890 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 890, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 260) recommending that S.B. No. 605, as amended in S.D. 1, 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 S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 15, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 261) recommending that S.B. No. 155, as amended in S.D. 1, 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 S.B. No. 155, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDERS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 15, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 262) recommending

that S.B. No. 959, as amended in S.D. 1, 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 S.B. No. 959, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 15, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 263) recommending that S.B. No. 945 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 S.B. No. 945, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 15, 2007.

ORDER OF THE DAY

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Tuesday, February 6, 2007; Wednesday, February 7, 2007; and Thursday, February 8, 2007:

- | | |
|------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|
| Senate
Concurrent
Resolution | Referred to: |
| No. 30 | Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs |
| No. 31 | Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor |
| No. 32 | Committee on Judiciary and Labor |
| No. 33 | Jointly to the Committee on Human Services and Public Housing and the Committee on Health |
| No. 34 | Jointly to the Committee on Economic Development and Taxation and the Committee on Transportation and International Affairs |
| No. 35 | Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means |
| No. 36 | Committee on Water, Land, Agriculture and Hawaiian Affairs |

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Tuesday, February 6, 2007, and Wednesday, February 7, 2007:

- | | |
|----------------------|----------------------------------------------------------------------------------------------------------------------------------|
| Senate
Resolution | Referred to: |
| No. 12 | Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs |

No. 13 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor

S.B. No. 1229;
S.B. No. 1412; and
S.B. No. 1413,

No. 14 Committee on Judiciary and Labor

and the Chair granted the waiver.

No. 15 Jointly to the Committee on Human Services and Public Housing and the Committee on Health

ADJOURNMENT

At 11:49 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 14, 2007.

No. 16 Jointly to the Committee on Economic Development and Taxation and the Committee on Transportation and International Affairs

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House bills received on Tuesday, February 6, 2007:

House Bill Referred to:

No. 21, H.D. 1 Committee on Education

No. 25, H.D. 1 Committee on Education

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 523, S.D. 1 Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment

No. 1648 Committee on Education, then to the Committee on Ways and Means

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 1614.

Senator Sakamoto noted:

“Madam President, this bill would appropriate funds for a program at one of our high schools.”

The Chair then granted the waiver.

Senator Inouye, Chair of the Committee on Intergovernmental and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 732, and the Chair granted the waiver.

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 858 and 1447, and the Chair granted the waiver.

Senator Taniguchi, Chair of the Committee on Commerce, Consumer Protection and Affordable Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

S.B. No. 226;

NINETEENTH DAY

Wednesday, February 14, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Kim and Nishihara who were excused.

The President announced that she had read and approved the Journal of the Eighteenth Day.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 264) recommending that S.B. No. 711 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 711, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 265) recommending that S.B. No. 663, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 663, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 266) recommending that S.B. No. 659, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 659, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 267) recommending that S.B. No. 662, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 662, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 268) recommending that S.B. No. 837, as

amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 837, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 269) recommending that S.B. No. 934, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 934, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 270) recommending that S.B. No. 939, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 939, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 271) recommending that S.B. No. 940, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 272) recommending that S.B. No. 1853, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1853, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 273) recommending that S.B. No. 1925, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1925, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO SUSTAINABILITY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 274) recommending that S.B. No. 1053, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1053, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMINENT DOMAIN,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 275) recommending that S.B. No. 1602, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1602, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTIES,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 276) recommending that S.B. No. 1641 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1641, entitled: “A BILL FOR AN ACT RELATING TO COUNTIES,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 277) recommending that S.B. No. 769 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 769, entitled: “A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 278) recommending that S.B. No. 997 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 997, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CITIZENS POLICE TRAINING PROGRAM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 279) recommending that S.B. No. 1044 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1044, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND

MAKING AN APPROPRIATION FOR A VETERANS CENTER ON THE ISLAND OF MOLOKAI,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 280) recommending that S.B. No. 1597 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1597, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PUNA DISTRICT POLICE STATION IN KEA‘AU, HAWAI‘I,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 281) recommending that S.B. No. 84, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 84, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 282) recommending that S.B. No. 608, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 608, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 283) recommending that S.B. No. 887, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 887, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Espero, for the Committee on Education and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 284) recommending that S.B. No. 1140, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1140, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 285) recommending that S.B. No. 1146, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

1146, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 286) recommending that S.B. No. 1515, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1515, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 287) recommending that S.B. No. 1238, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1238, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 288) recommending that S.B. No. 1522 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1522, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ABSTRACTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 289) recommending that S.B. No. 1528 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1528, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 290) recommending that S.B. No. 1529, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1529, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 291) recommending that S.B. No. 1569 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

1569, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 291, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 292) recommending that S.B. No. 1422 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1422, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 293) recommending that S.B. No. 1414, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1414, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 294) recommending that S.B. No. 66, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 66, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE TRADE PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 295) recommending that S.B. No. 1016 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1016, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 296) recommending that S.B. No. 1397 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1397, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 297) recommending that S.B. No. 1398 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1398, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 298) recommending that S.B. No. 1399, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 299) recommending that S.B. No. 1424 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1424, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 300) recommending that S.B. No. 1402 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1402, entitled: "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 301) recommending that S.B. No. 1408 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1408, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 302) recommending that S.B. No. 1409 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1409, entitled: "A BILL FOR AN ACT RELATING TO

CAPTIVE INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 303) recommending that S.B. No. 1420, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1420, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 304) recommending that S.B. No. 1712, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1712, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 305) recommending that S.B. No. 1352, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1352, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 306) recommending that S.B. No. 1859, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 307) recommending that S.B. No. 1987, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1987, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE RENTAL HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 308) recommending that S.B. No. 838, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Intergovernmental and Military Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 838, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Intergovernmental and Military Affairs.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 309) recommending that S.B. No. 1723 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1723, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 310) recommending that S.B. No. 1891 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1891, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 311) recommending that S.B. No. 1094 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1094, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 312) recommending that S.B. No. 1644, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1644, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 313) recommending that S.B. No. 1716 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1716, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 314) recommending that S.B. No. 1221, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 315) recommending that S.B. No. 1923, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1923, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 316) recommending that H.B. No. 1073 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. 1073, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 15, 2007.

ORDER OF THE DAY

THIRD READING

S.B. No. 650, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, S.B. No. 650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Nishihara).

S.B. No. 1956:

Senator Hee moved that S.B. No. 1956, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Whalen rose in opposition to the measure and said:

"Madam President, I rise in opposition to the bill.

"Our forefathers actually had a great idea with the Electoral College. It was to prevent large populated states from just running roughshod over the smaller states, and I'm surprised that we're headed in this direction being that we're one of the states that benefit from the Electoral College.

"Another example when we headed down this road and we ended up getting bit in the rear from it was when we changed our U.S. Constitution to allow the U.S. Senators to be elected

by popular vote. Since 1913, we've seen the federal government explode and reach all proportions, totally dwarfing state's rights – giving what many would call unfunded mandates to let the states control our educational systems. You name it – 'No Child Left Behind' is an example of what's caused great concern to many states.

“Going down this road, I think, would be another example of missing the boat and missing the vision that our forefathers had for this country and how to keep us truly all equal.”

The motion was put by the Chair and carried, S.B. No. 1956, entitled: “A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 2 (Kim, Nishihara).

S.B. No. 1486:

On motion by Senator Espero, seconded by Senator Sakamoto and carried, S.B. No. 1486, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Nishihara).

S.B. No. 776:

On motion by Senator English, seconded by Senator Inouye and carried, S.B. No. 776, entitled: “A BILL FOR AN ACT RELATING TO FIRE PROTECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Nishihara).

S.B. No. 1513:

On motion by Senator English, seconded by Senator Inouye and carried, S.B. No. 1513, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Nishihara).

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 619	Committee on Ways and Means
No. 1221, S.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means
No. 1228	Committee on Economic Development and Taxation, then to the Committee on Ways and Means

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 o'clock p.m.

STANDING COMMITTEE REPORT

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 317) recommending that S.B. No. 14, as amended in S.D. 1, 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 S.B. No. 14, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” passed Second Reading and was placed on the calendar for Third Reading on Friday, February 16, 2007.

Senator Kokubun, Chair of the Committee on Water, Land, Agriculture and Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 138 and 1356, and the Chair granted the waiver.

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

S.B. No. 731;
S.B. No. 1228; and
S.B. No. 1686,

and the Chair granted the waiver.

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 1861 and 1986, and the Chair granted the waiver.

At this time, the President, on behalf of the Senate, extended happy birthday wishes to the Clerk of the Senate, Carol T. Taniguchi.

ADJOURNMENT

At 12:09 o'clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 15, 2007.

TWENTIETH DAY

Thursday, February 15, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Sam Slom, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Nineteenth Day.

Senator English introduced and welcomed Tommy Maro, Nuka Kleemann, Tine Pars, Kunuunnguaq Fleischer, Flemming Horsfeldt, Andreas Ejlersen, Karoline Thomsen, and Christian Elming from Greenland and extended a warm aloha as they observe Hawai'i's early education programs.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 403 to 407) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 403, dated February 12, 2007, transmitting the Annual Report on the Status of the Federal Reimbursement Maximization Special Fund, prepared by the Department of Public Safety pursuant to Section 353C-7, HRS, was placed on file.

Gov. Msg. No. 404, submitting for consideration and consent, the nomination of GLENN J. KIM to the office of Judge, Circuit Court of the First Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 405, submitting for consideration and consent, the nomination of MARK E. RECKTENWALD to the office of Chief Judge, Intermediate Court of Appeals, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 406, advising the Senate of the withdrawal of the nomination of MILLICENT LILLIAN WELLINGTON to the Emergency Medical Services Advisory Committee, under Gov. Msg. No. 333, dated February 7, 2007, was placed on file.

In compliance with Gov. Msg. No. 406, the nomination listed under Gov. Msg. No. 333 was returned.

Gov. Msg. No. 407, advising the Senate of the withdrawal of the nomination of PAULETTE BO LIN UJIMORI to the Environmental Council, under Gov. Msg. No. 339, dated February 7, 2007, was placed on file.

In compliance with Gov. Msg. No. 407, the nomination listed under Gov. Msg. No. 339 was returned.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 318) recommending that S.B. No. 1882, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1882, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Kokubun, for the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 319) recommending that S.B. No. 1596 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1596, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NORTH KONA WATER SOURCE DEVELOPMENT AND STORAGE IMPROVEMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 320) recommending that S.B. No. 1598 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1598, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR THE PUNA RECREATIONAL COMPLEX IN PĀHOA, HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Sakamoto, for the Committee on Intergovernmental and Military Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 321) recommending that S.B. No. 1969, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1969, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 322) recommending that S.B. No. 216 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 216, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL GOODS EXCISE TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 323) recommending that S.B. No. 1493, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING THE STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 324) recommending that S.B. No. 21 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 21, entitled: "A BILL FOR AN ACT RELATING TO LEEWARD COMMUNITY COLLEGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 325) recommending that S.B. No. 24 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 24, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY FACILITIES FOR THE UNIVERSITY OF HAWAII-WEST OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 326) recommending that S.B. No. 682, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 682, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLEGE PREPARATORY PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 327) recommending that S.B. No. 1129, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1129, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 328) recommending that S.B. No. 616, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 616, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU CAMPUS,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 329) recommending that S.B. No. 1168, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BULLYING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 330) recommending that S.B. No. 1256 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1256, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A STUDENT SERVICES BUILDING AT THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 331) recommending that S.B. No. 1267, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1267, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MATHEMATICS EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 332) recommending that S.B. No. 1698 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1698, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 333) recommending that S.B. No. 1858, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1858, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETICS IN PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 334) recommending that S.B. No. 1994 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1994, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT MANOA," passed Second

Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Inouye, for the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 335) recommending that S.B. No. 1249, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Nishihara and Fukunaga, for the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 336) recommending that S.B. No. 689, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 689, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC AVIATION MUSEUM AT PEARL HARBOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 337) recommending that S.B. No. 1929, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1929, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 338) recommending that S.B. No. 1930, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1930, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION TO REVIEW STATE GOVERNMENT OPERATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 339) recommending that S.B. No. 1934, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1934, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 340) recommending

that S.B. No. 1526, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1526, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 341) recommending that S.B. No. 1068, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 342) recommending that S.B. No. 1518 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1518, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 343) recommending that S.B. No. 1231 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1231, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED STRATEGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 344) recommending that S.B. No. 1650, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 345) recommending that S.B. No. 1392, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1392, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 346) recommending

that S.B. No. 156, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 156, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 347) recommending that S.B. No. 990, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 990, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 348) recommending that S.B. No. 823, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 349) recommending that S.B. No. 1837, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1837, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 350) recommending that S.B. No. 1103, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 351) recommending that S.B. No. 1848, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1848, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 352), recommending that S.B. No. 331, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 331, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 353), recommending that S.B. No. 1497 S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1497, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 354), recommending that S.B. No. 1007, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 355), recommending that S.B. No. 1506, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1506, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 356), recommending that S.B. No. 967, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 967, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 357), recommending that S.B. No. 11 S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 11, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 358), recommending that S.B. No. 704 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 704, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 359), recommending that S.B. No. 1182, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1182, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 360), recommending that S.B. No. 805, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 361), recommending that S.B. No. 750, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 750, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 362), recommending that S.B. No. 798, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 798, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 363), recommending that S.B. No. 1034, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1034, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 364), recommending that S.B. No. 1222, S.D. 1, as

amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1222, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 365), recommending that S.B. No. 1500, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.B. No. 1500, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 366) recommending that S.B. No. 1504, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1504, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 367) recommending that S.B. No. 898, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 368) recommending that S.B. No. 50, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIDS RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 369) recommending that S.B. No. 976, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 976, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTHCARE AND WORKFORCE

DEVELOPMENT IN THE SHORT-TERM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 370) recommending that S.B. No. 610 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 610, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 371) recommending that S.B. No. 683, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 683, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 372) recommending that S.B. No. 1145 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1145, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 373) recommending that S.B. No. 1648, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1648, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 374) recommending that S.B. No. 1737, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1737, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 375) recommending that S.B. No. 1162, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 376) recommending that S.B. No. 1164, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 377) recommending that S.B. No. 242, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 378) recommending that S.B. No. 1101, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 379) recommending that S.B. No. 1163, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1163, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 380) recommending that S.B. No. 1170, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com.

Rep. No. 381) recommending that S.B. No. 1173 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1173, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 382) recommending that S.B. No. 1188 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1188, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 383) recommending that S.B. No. 1189 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1189, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 384) recommending that S.B. No. 1195 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1195, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 385) recommending that S.B. No. 1196 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1196, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 386) recommending that S.B. No. 1203 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1203, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 387) recommending that S.B. No. 1206 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No.

1206, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 388) recommending that S.B. No. 1209 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1209, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY DOMESTIC VIOLENCE SHELTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 389) recommending that S.B. No. 1672, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1672, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 390) recommending that S.B. No. 1779 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1779, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 391) recommending that S.B. No. 1916, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1916, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 392) recommending that S.B. No. 1937, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1937, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 393) recommending that S.B. No. 1938 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1938, entitled: "A BILL FOR AN ACT RELATING TO

HUMAN SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Nishihara, for the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 394) recommending that S.B. No. 1288 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1288, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN FOR AND TO HOST THE INTERNATIONAL INDIGENOUS HEALTH CONFERENCE, ‘HEALING OUR SPIRIT WORLDWIDE’ IN HAWAII,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 395) recommending that S.B. No. 49, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 49, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATUROPATHY,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 396) recommending that S.B. No. 53 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 53, entitled: “A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 397) recommending that S.B. No. 1675, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1675, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 398) recommending that S.B. No. 852 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 852, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 399) recommending that S.B. No. 971

pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 971, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 400) recommending that S.B. No. 977, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 977, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 401) recommending that S.B. No. 1036 pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1036, entitled: “A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 402) recommending that S.B. No. 1282, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1282, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 403) recommending that S.B. No. 1456 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1456, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 404) recommending that S.B. No. 1457, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1457, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE

DEPARTMENT OF HEALTH,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 405) recommending that S.B. No. 1458 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1458, 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,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 406) recommending that S.B. No. 1459 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1459, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 407) recommending that S.B. No. 1463 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1463, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 408) recommending that S.B. No. 1629, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1629, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 409) recommending that S.B. No. 1679, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1679, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR EMERGENCY MEDICAL SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 410) recommending that S.B. No. 1724

pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1724, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER EMERGENCY ROOM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 411) recommending that S.B. No. 1991 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1991, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 412) recommending that S.B. No. 1798, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1798, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 413) recommending that S.B. No. 817, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 817, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 414) recommending that S.B. No. 816, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 816, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS,” passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 415) recommending that S.B. No. 820 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 820, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 416) recommending that S.B. No. 970, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 417) recommending that S.B. No. 241, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 241, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Menor, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 418) recommending that S.B. No. 639, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 639, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 419) recommending that S.B. No. 1234, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1234, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 420) recommending that S.B. No. 1603, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 421) recommending that S.B. No. 1756 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1756, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 422) recommending that S.B. No. 1838, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1838, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 423) recommending that S.B. No. 1924, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 1924, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 424) recommending that S.B. No. 1147, as amended in S.D. 1, 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 S.B. No. 1147, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHING LICENSURE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 425) recommending that S.B. No. 948, as amended in S.D. 1, 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 S.B. No. 948, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO REDUCE THE NUMBER OF NOMINEES FOR JUDICIAL VACANCIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 426) recommending that S.B. No. 1665 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 S.B. No. 1665, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 427) recommending that S.B. No. 1954, as amended in S.D. 1, 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 S.B. No. 1954, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 428) recommending that S.B. No. 1957, as amended in S.D. 1, 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 S.B. No. 1957, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CODE OF ETHICS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

ORDER OF THE DAY

THIRD READING

S.B. No. 605, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 155, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 155, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 959, S.D. 1:

Senator Hee moved that S.B. No. 959, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition and said:

"Madam President, I rise to state the two reasons why I'll be voting 'no' on S.B. No. 959.

"Colleagues, I think this bill sends the wrong signal to all other state agencies, and all other departments, and all other government employees who take their mandated duties to heart and get the job done. By passing this, in a sense we're rewarding failure.

"The second reason for opposing this bill is that there have been concerns in the past and there remain concerns in our community that somehow our legal system is selectively enforced.

"So for those two reasons, I'll be voting against this bill. Thank you, Madam President."

At 11:56 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:25 o'clock p.m.

At this time, Senator Hee moved that S.B. No. 959, S.D. 1, be recommitted to the Committee on Judiciary and Labor, seconded by Senator Kokubun.

Senator Hee noted:

"Madam President, I would like to offer an explanation.

"This bill is an effort to address the concerns articulated by law enforcement on the backlog. As the committee report properly states, this bill is an agreed to version of the prosecutor, the Hawaii Paroling Authority, the attorney general's office, the public defender's office and is an effort to address traffic violations because of the situation where it was estimated that 50 percent of the 74,000 outstanding bench warrants probably can be extinguished by the number of people presently incarcerated and the inability of the proper law enforcement agencies, for any number of reasons, to do so.

"Thank you."

The motion was then put by the Chair and carried, S.B. No. 959, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," was recommitted to the Committee on Judiciary and Labor.

S.B. No. 945:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 945, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Hooser, Taniguchi).

H.B. No. 1073:

Senator Baker moved that H.B. No. 1073, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose on a point of information and said:

"Madam President, I rise on a point of information.

"I understand that this is a House bill. I also understand that there was no testimony offered during this bill, but it's my understanding that what this bill seeks to do is already the law in terms of part-time seasonal employees not being eligible for the employee's retirement system. So, I guess I'm rising to ask

if someone can confirm that that is correct, and number two, why in fact then we would need this bill.

“Thank you.”

Senator Baker rose to respond as follows:

“Madam President, in response to the query from the good Senator from Hawaii Kai, the reading of the law that was provided to the Committee on Ways and Means as well as to the Senate Leadership was that due to a quirk in the measure that was adopted previously, our employees, when we changed the contributory rules for the ERS, would have been swept in to membership in the ERS. They could have gotten their money back but it seemed to us to make little sense to take it out of a paycheck only to give it back since many employees work only a session and do not remain as state employees. It created more paperwork and more other issues, and so that’s the reason for this measure.

“Thank you.”

Senator Slom replied:

“Thank you for the explanation, Madam President.”

The motion was put by the Chair and carried, H.B. No. 1073, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Hooser, Taniguchi).

ADJOURNMENT

At 12:31 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, February 16, 2007.

TWENTY-FIRST DAY

Friday, February 16, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Stan Miyamoto, Honolulu Christian Church, after which the Roll was called showing all Senators present with the exception of Senators Hooser and Whalen who were excused.

The President announced that she had read and approved the Journal of the Twentieth Day.

At this time, Senator Hee recognized and honored Cathleen Pi'ilani Mattoon, President of the Ko'olauloa Hawaii Civic Club. Accompanying her was her husband, Creighton.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 408 to 445) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 408, dated February 15, 2007, transmitting a Report on the Number of Exempt Positions Converted to Civil Service Positions During the Previous Twelve Months, prepared by the Department of Human Resources Development pursuant to Act 300, SLH 2006, was placed on file.

Gov. Msg. No. 409, letter dated February 15, 2007, transmitting proposed changes to the General Appropriations Act for the Department of Agriculture to correct the omission of program provisos to appropriate for items that were inadvertently omitted from the budget text but were already included in the DOA's executive budget request, was placed on file.

Gov. Msg. No. 410, dated January 26, 2007, transmitting the State of Hawaii Agencies' Energy Initiatives: Leading by Example During FY 2005-2006, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 160, SLH 2006, was placed on file.

Gov. Msg. No. 411, dated February 5, 2007, transmitting the 2006 Annual Report on the Hawaii Community-Based Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development and Tourism pursuant to Chapter 210D, HRS, was placed on file.

Gov. Msg. No. 412, dated February 14, 2007, transmitting the Hawaii State Public Library System's Annual Report on the Library Fines and Lost Books Special Fund for Fiscal Year 2006, prepared by the Department of Education, Hawaii State Public Library System, pursuant to Act 129, SLH 1989; and Act 327, SLH 1993, as amended by Act 45, SLH 1999, was placed on file.

Gov. Msg. No. 413, dated February 14, 2007, transmitting the Department of Public Safety's Security Audit of the Hawaii Youth Correctional Facility, pursuant to H.C.R. No. 130 (2006), was placed on file.

Gov. Msg. No. 414, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of GARY K. SAITO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 415, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of ORLANDO L. MATIAS, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 416, submitting for consideration and confirmation to the Board of Trustees of the Employees' Retirement System (ERS), the nomination of COLBERT MATSUMOTO, term to expire June 30, 2013, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 417, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of THOMAS O. BROWN, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 418, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of DUTCHIE K. SAFFREY, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 419, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of CHARLES ANDREW EHRHORN, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 420, submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, the nomination of BARBARA JEAN SAY, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 421, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nomination of MILTON M. ARAKAWA, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 422, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of CLOTHILDA PUALANI PAOA, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 423, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of BENJAMIN J. YIM, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 424, submitting for consideration and confirmation to the Hawai'i Labor Relations Board, the nomination of JAMES BURTON NICHOLSON, term to expire June 30, 2012, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 425, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of SHERREL LEYTON HAMMAR MD, term to

expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 426, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of JAMES E. HASTINGS MD, FACP, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 427, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of ARTHUR A. USHIJIMA, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 428, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of RONALD H. KIENITZ DO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 429, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of PETER ARNOLD MATSUURA MD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 430, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of JOHN T. MCDONNELL MD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 431, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of MARIA BRUSCA PATTEN DO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 432, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of G. MARKUS POLIVKA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 433, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of GEORGE WELLINGTON MAIOHO, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 434, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of JERRY WILLIAM JORDAN, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 435, submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, the nomination of JOHN H. DELONG, term to expire June 30, 2011, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 436, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of MICHELE M. IKEDA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 437, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the

nomination of KEVIN MULLIGAN, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 438, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of PENNYLYNN A. ONTAI, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 439, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of VICKY K. POLAND, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 440, submitting for consideration and confirmation to the Hawai'i Paroling Authority, the nomination of ROY W. REEBER PHD, term to expire June 30, 2011, was referred to the Committee on Public Safety.

Gov. Msg. No. 441, submitting for consideration and confirmation to the Pest Control Board, the nomination of CARLTON LEIGH AGENA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 442, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of JANET CLAIRE ASHMAN, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 443, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of BARBARA ANN BROOKS PHD, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 444, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of CYNTHIA K. L. REZENTES, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 445, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of KARL H. MIYAMOTO, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 9 to 14) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 9, returning S.B. No. 25, S.D. 1, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

Hse. Com. No. 10, transmitting H.B. No. 776, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.B. No. 776, entitled: "A BILL FOR AN ACT RELATING TO TICKET SALES," passed First Reading by title and was deferred.

Hse. Com. No. 11, transmitting H.B. No. 1204, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.B. No. 1204, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed First Reading by title and was deferred.

Hse. Com. No. 12, transmitting H.B. No. 1213, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.B. No. 1213, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed First Reading by title and was deferred.

Hse. Com. No. 13, transmitting H.B. No. 1393, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.B. No. 1393, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," passed First Reading by title and was deferred.

Hse. Com. No. 14, transmitting H.B. No. 1626, which passed Third Reading in the House of Representatives on February 15, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, H.B. No. 1626, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 37) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 37 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII."

Offered by: Senator Tokuda.

SENATE RESOLUTION

The following resolution (S.R. No. 17) was read by the Clerk and was deferred:

Senate Resolution

No. 17 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII."

Offered by: Senator Tokuda.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 429) recommending that S.B. No. 807, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Inouye and Ige, for the Committee on Intergovernmental and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 430) recommending that S.B. No. 1708, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1708, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 431) recommending that S.B. No. 732, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 732, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 432) recommending that S.B. No. 606, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Inouye, for the Committee on Education and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 433) recommending that S.B. No. 696, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 696, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 434) recommending that S.B. No. 15, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 15, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 435) recommending that S.B. No. 150 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 150, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAMPBELL HIGH SCHOOL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 436) recommending that S.B. No. 227 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 227, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 437) recommending that S.B. No. 620 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 620, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 438) recommending that S.B. No. 660 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 660, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA AND KA'U SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 439) recommending that S.B. No. 664 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 664, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 440) recommending that S.B. No. 759 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No.

759, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH SENATORIAL DISTRICT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 441) recommending that S.B. No. 1027 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1027, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A NEW SCIENCE BUILDING FOR MOLOKAI HIGH SCHOOL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 442) recommending that S.B. No. 1092 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1092, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 443) recommending that S.B. No. 1130, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1130, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 444) recommending that S.B. No. 1143, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1143, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 445) recommending that S.B. No. 1149, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1149, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 446) recommending that S.B. No. 1214 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No.

1214, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 447) recommending that S.B. No. 1265, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1265, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 448) recommending that S.B. No. 1615 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1615, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SWIMMING POOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 449) recommending that S.B. No. 1820 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1820, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 450) recommending that S.B. No. 1676, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1676, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 451) recommending that S.B. No. 1678, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL REIMBURSEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 452) recommending that

S.B. No. 1739, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1739, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Sakamoto, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 453) recommending that S.B. No. 1283, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 454) recommending that S.B. No. 153, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL DISASTER PREPAREDNESS IN HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 455) recommending that S.B. No. 973, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 973, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 456) recommending that S.B. No. 1115, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1115, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 457) recommending that S.B. No. 642, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 642, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Senators Menor and Ige, for the Committee on Energy and Environment and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 458) recommending that S.B. No. 651, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 651, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Sakamoto, for the Committee on Energy and Environment and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 459) recommending that S.B. No. 1669, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1669, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 460) recommending that S.B. No. 1612, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1612, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 461) recommending that S.B. No. 97, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 97, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCIENCE EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 462) recommending that S.B. No. 1614 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1614, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 463) recommending

that S.B. No. 1933, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1933, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 464) recommending that S.B. No. 96, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 96, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 465) recommending that S.B. No. 1139, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RANDOM DRUG TESTING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Nishihara, for the Committee on Education and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 466) recommending that S.B. No. 79, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 79, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Fukunaga, for the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 467) recommending that S.B. No. 1367, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1367, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Ige, for the Committee on Transportation and International Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 468) recommending that S.B. No. 1683, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1683, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT NOISE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 469) recommending that S.B. No. 82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL COMMUNITY COUNCILS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 470) recommending that S.B. No. 1490, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1490, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRISON LITIGATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Espero and Inouye, for the Committee on Public Safety and the Committee on Intergovernmental and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 471) recommending that S.B. No. 831, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 831, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Menor and Taniguchi, for the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 472) recommending that S.B. No. 988, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 473) recommending that S.B. No. 597, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 597, S.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," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 474) recommending that S.B. No. 148, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 148, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 475) recommending that S.B. No. 1839, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1839, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 476) recommending that S.B. No. 1380 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1380, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 477) recommending that S.B. No. 609 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 609, entitled: "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 478) recommending that S.B. No. 16 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 16, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONSTRUCTION WORKFORCE ACTION PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 479) recommending that S.B. No. 1284, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1284, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 480) recommending that S.B. No. 1106 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1106, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 481) recommending that S.B. No. 1833 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1833, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 482) recommending that S.B. No. 1950, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1950, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 483) recommending that S.B. No. 1608 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1608, entitled: "A BILL FOR AN ACT RELATING TO PERMANENT STAFFING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 484) recommending that S.B. No. 1406, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1406, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 485) recommending that S.B. No. 1407, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1407, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO PRESCRIPTION DRUG PLANS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 486) recommending that S.B. No. 1643, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1643, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 487) recommending that S.B. No. 12, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 12, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 488) recommending that S.B. No. 1421, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 460, HAWAII REVISED STATUTES, OSTEOPATHY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 489) recommending that S.B. No. 1171, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1171, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 490) recommending that S.B. No. 813 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 813, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 491) recommending that S.B. No. 1326, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1326, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 492) recommending that S.B. No. 1487, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 493) recommending that S.B. No. 1802 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1802, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 494) recommending that S.B. No. 1329 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1329, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HOSPITAL ACQUISITIONS BY THE ATTORNEY GENERAL," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 495) recommending that S.B. No. 1346 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1346, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Ige and Sakamoto, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 496) recommending that S.B. No. 1437, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1437, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Nishihara, for the Committee on Health and the Committee on Tourism and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 497) recommending that S.B. No. 1253 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1253, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 498) recommending that S.B. No. 900 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 900, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 499) recommending that S.B. No. 1050 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1050, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HANA HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 500) recommending that S.B. No. 1038 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1038, entitled: "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 501) recommending that S.B. No. 1817, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1817, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PALLIATIVE CARE RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 502) recommending that S.B. No. 1258 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1258, entitled: "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 503) recommending that S.B. No. 753, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No.

753, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 504) recommending that S.B. No. 1855, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1855, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 505) recommending that S.B. No. 1454 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 506) recommending that S.B. No. 1747, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1747, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 507) recommending that S.B. No. 1804, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1804, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 508) recommending that S.B. No. 1108 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1108, entitled: "A BILL FOR AN ACT RELATING TO CERVICAL CANCER AWARENESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 509) recommending that S.B. No. 1728, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO A TWO-YEAR HEPATITIS C DEMONSTRATION PROJECT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 510) recommending that S.B. No. 1111, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 511) recommending that S.B. No. 1119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 512) recommending that S.B. No. 1481, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1481, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERVENTION FOR SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 513) recommending that S.B. No. 167, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 167, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS FOR HEALTH PROFESSIONALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 514) recommending that S.B. No. 1928, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1928, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara, Sakamoto and Hee, for the Committee on Tourism and Government Operations, the Committee on Education and the Committee on Judiciary and Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 515) recommending that S.B. No. 602, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 602, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Inouye, for the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 516) recommending that S.B. No. 679, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 679, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 517) recommending that S.B. No. 17, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 17, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 518) recommending that S.B. No. 1438, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1438, S.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Kokubun, for the Committee on Tourism and Government Operations and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 519) recommending that S.B. No. 1052, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 520) recommending that S.B. No. 1993, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1993, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading

and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 521) recommending that S.B. No. 1155, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1155, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 522) recommending that S.B. No. 603, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 523) recommending that S.B. No. 93, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 93, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII HEALTHCARE WORKFORCE SIMULATION RESOURCE LABORATORIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 524) recommending that S.B. No. 80, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 80, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 525), recommending that S.B. No. 1962, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means.

Senators Fukunaga and Taniguchi, for the Committee on Economic Development and Taxation and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 526) recommending that S.B. No. 600 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 600, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Sakamoto, for the Committee on Economic Development and Taxation and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 527) recommending that S.B. No. 1922, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1922, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Economic Development and Taxation and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 528) recommending that S.B. No. 853 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 853, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 529) recommending that S.B. No. 188, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 530) recommending that S.B. No. 1360, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 531) recommending that S.B. No. 1004, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1004, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 532) recommending that S.B. No. 1674, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 533) recommending that S.B. No. 1805, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 534) recommending that S.B. No. 1636, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1636, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 535) recommending that S.B. No. 1792, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1792, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 536) recommending that S.B. No. 54, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 54, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS AT THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 537) recommending that S.B. No. 1154, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1154, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Fukunaga, for the Committee on Education and the Committee on Economic Development and Taxation, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 538) recommending that S.B. No. 1354, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1354, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Transportation and International Affairs and the Committee on Energy and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 539) recommending that S.B. No. 1276, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor, Sakamoto and Fukunaga, for the Committee on Energy and Environment, the Committee on Education and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 540) recommending that S.B. No. 1866, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1866, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Taniguchi, for the Committee on Energy and Environment and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 541) recommending that S.B. No. 982, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 982, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A BIOENERGY MASTER PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Inouye, for the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 542) recommending that S.B. No. 1701, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1701, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Inouye, for the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 543) recommending that S.B. No. 783 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 783, entitled: "A BILL FOR AN ACT RELATING TO NOISE ABATEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Inouye, for the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 544) recommending that S.B. No. 991, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 991, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and English, for the Committee on Energy and Environment and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 545) recommending that S.B. No. 1943, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1943, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 546) recommending that S.B. No. 1026, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1026, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 547) recommending that S.B. No. 1066, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 548) recommending that

S.B. No. 1585, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1585, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC SITES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 549) recommending that S.B. No. 1361, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1361, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 550) recommending that S.B. No. 138, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 551) recommending that S.B. No. 1090, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1090, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 552) recommending that S.B. No. 1306 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1306, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 553) recommending that S.B. No. 1307, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1307, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 554) recommending that S.B. No. 1356, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1356, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 555) recommending that S.B. No. 1546, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1546, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 556) recommending that S.B. No. 1719 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1719, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 557) recommending that S.B. No. 1755, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1755, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY FOR COQUI FROG ERADICATION EFFORTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 558), recommending that S.B. No. 1133, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1133, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 559) recommending that S.B. No. 1840

pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1840, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 560) recommending that S.B. No. 1920, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1920, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 561) recommending that S.B. No. 58, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 58, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 562) recommending that S.B. No. 1229, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1229, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCRAP DEALERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 563) recommending that S.B. No. 1412, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1412, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 564) recommending that S.B. No. 106, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 106, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON TWENTY-FOUR-

HOUR COVERAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 565) recommending that S.B. No. 1717, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1717, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 566) recommending that S.B. No. 1136, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1136, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 567) recommending that S.B. No. 963, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 963, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 568) recommending that S.B. No. 713, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 713, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 569) recommending that S.B. No. 1158, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1158, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 570) recommending that S.B. No. 1144 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1144, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANSHIP," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 571) recommending that S.B. No. 1443 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1443, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 572) recommending that S.B. No. 1161 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1161, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 573) recommending that S.B. No. 643, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 643, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Taniguchi, for the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 574) recommending that S.B. No. 1986 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1986, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 575) recommending that S.B. No. 1740 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1740, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 576) recommending that S.B. No. 1447,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1447, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Kokubun, for the Committee on Human Services and Public Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 577) recommending that S.B. No. 858, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 858, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AT-RISK PERSONS ON HAWAII ISLAND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 578) recommending that S.B. No. 1915, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1915, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HYDROGEN," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Ige, for the Committee on Energy and Environment and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 579) recommending that S.B. No. 871, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 871, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Ige, for the Committee on Energy and Environment and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 580) recommending that S.B. No. 927, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 927, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Economic Development and Taxation and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 581) recommending that S.B. No. 801, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 801, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY INNOVATION

CORPORATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 582) recommending that S.B. No. 1228, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1228, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 583) recommending that S.B. No. 1366, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1366, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INNOVATION IN WORKFORCE DEVELOPMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 584), recommending that S.B. No. 323, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 323, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY,” was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 585) recommending that S.B. No. 1030, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1030, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BURIAL SITES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 586) recommending that S.B. No. 1705, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1705, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 587) recommending that S.B. No. 1941, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1941, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IRRIGATION SYSTEMS AND RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE STATE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 588) recommending that S.B. No. 1946, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1946, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DAM SAFETY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 589), recommending that S.B. No. 428, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 428, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 590) recommending that S.B. No. 248, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 248, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE COMMISSION ON FATHERHOOD,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 591) recommending that S.B. No. 740, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 740, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 592) recommending that S.B. No. 1190, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1190, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LONG-TERM CARE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 593) recommending that S.B. No. 238, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 238, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 594) recommending that S.B. No. 741 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 741, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 595) recommending that S.B. No. 815, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 815, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 596) recommending that S.B. No. 1448 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1448, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 597) recommending that S.B. No. 1727, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1727, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO QUEST ENROLLMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 598) recommending that S.B. No. 1731, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1731, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 599) recommending that S.B. No. 999 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 999, entitled: "A BILL FOR AN ACT RELATING TO FAMILY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the majority of the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 600) recommending that S.B. No. 1114, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1114, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 601) recommending that S.B. No. 1210 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1210, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 602) recommending that S.B. No. 1442, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1442, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 603) recommending that S.B. No. 1583 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1583, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOMELESS SHELTER PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 604) recommending that S.B. No. 1645, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 605) recommending that S.B. No. 1715 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1715, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF A CHILD CARE FACILITY AND PRESCHOOL BY SEAGULL SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 606) recommending that S.B. No. 1400, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1400, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 607) recommending that S.B. No. 1449, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1449, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS IN THE SECOND DEGREE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 608) recommending that S.B. No. 1780, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1780, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 609), recommending that S.B. No. 426, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 426, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 610), recommending that S.B. No. 427, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 427, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and Public Housing and the Committee on Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 611) recommending that S.B. No. 1861, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1861, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC INTEREST ATTORNEYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 612) recommending that S.B. No. 1918, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1918, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 613) recommending that S.B. No. 1120, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and S.B. No. 1120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEE CHILD CARE FACILITIES AND SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 614) recommending that S.B. No. 255, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 255, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY INTERVENTION SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 615) recommending that S.B. No. 1166, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO CHILD PASSENGER SAFETY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 616) recommending that S.B. No. 1450, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1450, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 617) recommending that S.B. No. 1586 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1586, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WEST HAWAII PERMANENT HOUSING PROGRAM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 618) recommending that S.B. No. 68, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 68, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 619) recommending that S.B. No. 1828 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1828, entitled: “A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 20, 2007.

ORDER OF THE DAY

THIRD READING

S.B. No. 14, S.D. 1:

Senator Sakamoto moved that S.B. No. 14, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I stand in opposition to S.B. No. 14 as it is currently written.

“Colleagues, a year ago I stood and had a rather civilized conversation with the former Chair of Higher Education about this bill. There are also several of us in this Chamber that are alumni of the University of Hawaii, and I’m proud to consider myself one of those. If you read the bill carefully and you strip

everything away, you ask, ‘what is this bill going to accomplish.’ When I did that, my conclusion was that it would tend to have a board of regents that was a status quo board of regents – one that tended to keep the university going but not dramatically improve or change the character and function of the university or its level of accomplishment.

“The second thing I note is that in looking at the selection committee and the way they are selected, how are we to know that the members of the committee are able to distinguish the difference between a Ronald Rewald or an Alan Greenspan?”

“In the committee report it details what the board of regents, the candidates for being on the board of regents would know, but it doesn’t say that those on the selection committee would be able to distinguish whether the individual before them had these characteristics.

“And finally, it truly is impossible to take politics out of stuff, and I don’t think we really want to keep politics out of it. We are all popularly elected Senators of a district and we ran advocating change. Quite frankly, I think that we want to have the best of politics in the selection of our board of regents because we want a board of regents that is not the status quo, but a proactive one, because it is necessary to have positive change if the University of Hawaii is going to improve.

“And lastly, read the language of the committee report, which is very lengthy, and of the bill, because it is rich in material. It has so much there that Will Rogers could keep people entertained for several weeks.

“Thank you.”

Senator Gabbard rose to speak in opposition and said:

“Madam President, I rise in opposition to S.B. No. 14, S.D. 1.

“The Legislature, as we know, has the duty to follow the will of the people and have the board of regents be selected from a pool of candidates proposed by a candidate advisory council. However, I cannot support the current language of the bill because it goes against what the accrediting organizations and the university itself say are best practices for the continued growth and development of the University of Hawaii.

“Thank you.”

Senator Sakamoto rose in support of the measure as follows:

“Madam President, I rise in support of the measure.

“Madam President, over the past few years, concerns have been raised regarding appointments to the University of Hawaii Board of Regents. In particular, we have heard concerns regarding conflicts of interest and issues with sitting regents. There have been hints of appointments being made for political payback instead of vision and advocacy. Seats on the Board of Regents have become political plums, instead of positions focused on elevating our State University system to great heights. It seems that the main qualification for a position on the board is what you have done for a political insider, and not what you will do for the future of our university.

“And yet we have done all we can, where we can, to support our university. One example is the greater autonomy that has been granted to the UH system over the years, to where now the University of Hawaii has the ability to increase tuition rates.

“We have come to a greater awareness of the connection of the university to our workforce. We recognize that the economic well-being of our state and our Asia Pacific neighbors will be greatly affected by the ability of this Board of Regents to fuel the energy of inspiration, prioritize the proposals created with much determination, and reward the streams of perspiration.

“Your elected officials of this Legislature want the University of Hawaii to excel, thrive and soar.

“Based on those concerns, and after much deliberation, the people of Hawaii were asked to consider amending the state constitution to allow an advisory council to assist in naming the members of the Board of Regents. The council would present to the Governor a list of nominees qualified to help navigate our fleet from inspiration through perspiration and to greater acclamation.

“The proposal was the subject of a great deal of public debate. The current chair of the Board of Regents took the lead in defending the present structure. The exchange of ideas was vigorous, and both sides honed their messages and presented their positions clearly and professionally.

“But in the end, the people chose change, not the status quo. The people chose change.

“The voters said ‘Yes!’ But the question remained: What would the new council look like?

“We attempted to answer this question last Session. The Legislature did pass S.B. No. 1256 in 2006. The Governor vetoed that measure, saying it was premature. The measure was reintroduced this year based on the voters saying, ‘Yes, we want change.’

“We want to respect and honor the voters’ choice and we indeed have no other option. We have a responsibility to bring life to the express wishes of Hawaii’s voters. The constitution was amended to change the process, and we have an obligation to act as agents for that change.

“Your Committee on Education provided an opportunity for all to present concerns to us regarding the bill before us today, S.B. No. 14.

“When the administration did not present written testimony at the hearing on this bill, we contacted the governor’s educational point person, her senior policy advisor, and we asked for the Governor’s input on S.B. No. 14. Instead, we received comments on S.B. No. 617, a bill submitted that would state that the Governor should choose the council and the Governor should appoint its chair. It was clear that they felt the Governor’s wish to maintain control superseded the people’s unequivocal call to remove politics from the equation. They denied the need for change, ignored the call for change, and fought our efforts to bring about change.

“The Governor’s bill, S.B. No. 1517, and the University’s and, I assume, Board of Regent’s bill, S.B. No. 617, both called for appointments of the council members and the chair by the Governor. In essence, the Governor’s proposal would replace one hand-picked board with another. It would allow a committee of surrogates to do for the Governor what the public has said she should not be able to do for herself. The public has called for real change. We cannot in good conscience allow the formality of a council of surrogates to stand in for the reality of a council of outstanding individuals who share a commitment to rising above partisan politics and provincial concerns. The

public has called for real change, and this measure will deliver real change.

“In the process, comments have been made about who the members of the council are and how are they appointed. The Governor would have an appointment, the Senate President an appointment, the Speaker of the House an appointment, and that’s fairly traditional. Also, a member would represent the alumni and I’m sure people would not object to the alumni having a voice in the institution. A member would be appointed by the chairperson of the Association of Emeritus Regents, and that’s very difficult to say why shouldn’t the former regents have a voice in appointing someone to the council.

“Two positions have been questioned, appointment by the All-Campus Council of Faculty Senate Chairs and appointment by the Executive Council of the University of Hawaii Student Caucus. Faculty and students, I’m sure, want their university to excel. There’s no reason why not.

“But based on some of the concerns perhaps of fear that some of the politics might be too close, we amended the bill to say that those associations through their council and through their chairperson or co-chair cannot appoint themselves or cannot appoint someone who has been seated for five years to take away from the fear that the current people on those councils perhaps might try to steer the policy. So we’ve amended the bill to address the concerns.

“One of the former speaker’s comments talked about the Association of Governing Boards of Universities earlier on in the debate regarding shall there be this council, their president, Mr. Ingram, sent a letter saying, ‘The Association of Governing Boards of Universities and Colleges, the AGB, applauds your intention to strengthen the selection process for the University of Hawaii Board of Regents through the proposed amendment to the State of Hawaii Constitution embodied in S.B. No. 3125, S.D. 2, accompanying bills, S.B. No. 2716.’ Those are not these bills, but it concludes to say, ‘contains the necessary elements of an effective screening and nominating panel.’ I think I personally trust these organizations or components thereof to choose the best people for the panel.

“People may have concerns or fears, but in essence, the bottom line, Madam President, is the people have said they want change. This measure will address the change and we believe address it very responsibly.

“Thank you.”

Senator Hemmings rose in opposition to the measure and said:

“Madam President, I rise to speak against this legislation, S.B. No. 14.

“The diabolical cleverness of what is going on in the last four years astounds me. But it does not surprise me, because after 30 or 40 years of one-party rule, we’re now seeing people that have elected a new governor for the very word we use, change, and change is what we got, are now standing up and using the words du jour that I enjoy, status quo and change.

“This bill is a change, Madam President and colleagues. This bill changes the system to the way it was – where a handful of political interest and special interest groups, one of which is paid by the taxpayers of Hawaii in collective bargaining every year, regains control of the University of Hawaii. Politics? Yes, it is politics. Previous governors appointed the board of regents with no problem with the advise and consent and most of the time, from this Body, with the

blessing of this Body and the Legislature. And yes they were political appointees and yes they were party loyalists to the previous administrations, and so be it.

“And I will agree that some of the appointments to the board of regents by this Governor have been party loyalists, but I don’t think that’s all they’ve been. What they’ve been in addition, what their prior predecessors were not, was they were capable, objective people. Now, how can I make that judgment? It’s very easy – by the results.

“The previous board of regents prior to this board, appointed by then Governor, gave us Evan Dobelle. You want to ask the Senate Vice President about Evan Dobelle? She did an absolutely wonderful report of how that board of regents bypassed their own selection process to put in a crony of a downtown businessman to head the University of Hawaii, a guy who came into office at the university while this state was suffering, while we were cutting money from human services programs, and spent a million dollars refurbishing his house – even \$500 for a birdcage.

“So you want to talk about politics, let’s do it. Yes, this bill is a change. It’s changing the status quo of the governor and the board of regents and all they’ve done. Measure this university by its success under the leadership of this board of regents who had the guts to fire a Ron Rewald type president, Evan Dobelle, as urged by some good objective leaders on this Floor. This board of regents has put in a man of great stature nationally to run the University of Hawaii. UH is a university I can now be proud of because of the leadership of this Governor and the people she selected not based on politics but on their performance.

“I’m almost crying rather than laughing when people stand up and say we want to get rid of the politics and change the status quo back to what it used to be, and that’s what this bill does. And if you had a conscience and you were really interested in the University of Hawaii, you’d vote ‘no’ on this bill.

“Thank you, Madam President.”

Senator Trimble rose in rebuttal and said:

“Madam President, I rise in brief rebuttal.

“The Chair of the Education Committee stood and asserted that there were rumors of political payback, there were rumors of political favoritism during the last ten years. I cannot speak about the last ten years, but I can speak about the two years that I served on the Higher Education Committee, and during those two years, I don’t think that there was a single person that this Legislature confirmed about whom that accusation could be made. So perhaps if we’re assigning blame, it is because of the times and of the circumstances where we as Senators did not do our job in the confirmation process.

“Thank you, Madam President.”

The motion was put by the Chair and carried, S.B. No. 14, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 4 (Bunda, Hooser, Nishihara, Whalen).

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 678, S.D. 1	Committee on Tourism and Government Operations, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means
No. 905	Jointly to the Committee on Health, the Committee on Public Safety and the Committee on Judiciary and Labor
No. 1332, S.D. 1	Committee on Intergovernmental and Military Affairs, then jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor
No. 1726	Jointly to the Committee on Tourism and Government Operations and the Committee on Ways and Means

Senator Espero rose at this time and said:

“Madam President, I’d just like to announce that, as we all know, there was a loss within the Hawaii State Sheriff’s Division, our own Department of Public Safety last weekend when Deputy Sheriff Daniel Brown Sanchez lost his life in a courageous act. Funeral services for Daniel Brown Sanchez will be held this Sunday, February 18th at Borthwick Mortuary. He is the first Deputy Sheriff to die, although not in the line of duty, but in the line of saving others.

“Before we recess, I’d like us to stand in memory of him. Thank you.”

STANDING COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Gabbard and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that Senate bills be referred to committees of last referral. In consequence thereof, and subsequent to its recessing at 12:18 o’clock p.m., on a rising vote observing a moment of silence in memory of Deputy Sheriff Daniel Brown Sanchez who lost his life in the courageous act of trying to save others, the Senate took the following actions on the following Senate bills and standing committee reports:

Senator Fukunaga, for the Committee on Economic Development and Taxation presented a report (Stand. Com. Rep. No. 620), recommending that S.B. No. 1199, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1199, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 621), recommending that S.B. No. 1268, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No.

1268, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COLLEGE SAVINGS PROGRAM TAX CREDIT," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 622), recommending that S.B. No. 1285, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 1285, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 623), recommending that S.B. No. 1919, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1919, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 624), recommending that S.B. No. 644, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and S.B. No. 644, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 625), recommending that S.B. No. 731, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 731, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 626), recommending that S.B. No. 1917, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.B. No. 1917, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was referred to the Committee on Ways and Means.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 20, 2007.

TWENTY-SECOND DAY

Tuesday, February 20, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Darren Reed, Kāne'ōhe Church of the Nazarene and Windward Nazarene Academy, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Menor who were excused.

The President announced that she had read and approved the Journal of the Twenty-First Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 15 to 17) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 15, transmitting H.B. No. 1248, H.D. 1, which passed Third Reading in the House of Representatives on February 16, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1248, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," passed First Reading by title and was deferred.

Hse. Com. No. 16, transmitting H.B. No. 1249, H.D. 1, which passed Third Reading in the House of Representatives on February 16, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1249, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS," passed First Reading by title and was deferred.

Hse. Com. No. 17, transmitting H.B. No. 1513, H.D. 1, which passed Third Reading in the House of Representatives on February 16, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1513, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senators Espero and Chun Oakland, for the Committee on Public Safety and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 627) recommending that S.B. No. 1444, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1444, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com.

Rep. No. 628) recommending that S.B. No. 994, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 628 and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS," was deferred until Thursday, March 1, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 629) recommending that S.B. No. 1702, as amended in S.D. 1, 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 S.B. No. 1702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 630) recommending that S.B. No. 586, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 586, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was recommitted to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

S.B. No. 1147, S.D. 1:

Senator Sakamoto moved that S.B. No. 1147, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Trimble rose in opposition to the measure and said:

"Madam President, I rise in opposition to S.B. No. 1147.

"Yes, it is broken. We all admit the DOE is not working the way it should, but you don't improve a bureaucracy by expanding it and that's what this bill does. It creates another body, another group and puts it within DOE to fix a problem that should be able to be fixed without increasing the size of the bureaucracy.

"Thank you."

Senator Sakamoto rose to speak on the measure and said:

"Madam President, just to clear up a point, perhaps there's some concern over the Department of Education. The teacher standards board . . ."

The Chair interjected:

"Senator, for what purpose do you rise?"

Senator Sakamoto responded:

"I speak in support of the measure.

"The teacher standards board is tasked to administer tests, oversee requirements, and determine which teachers can be licensed as opposed to the Department of Education. I believe with our shortage of 1,500 teachers, we can get exemplary teachers that have been award winners in other states and this committee could help assist in the process to get highly qualified teachers via mechanisms of other state or national awards.

"So I ask our members to support the measure."

The motion was put by the Chair and carried, S.B. No. 1147, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHING LICENSURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Gabbard, Slom, Trimble). Excused, 2 (Hemmings, Menor).

S.B. No. 948, S.D. 1:

Senator Hee moved that S.B. No. 948, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition to the measure and said:

"Madam President, I rise in opposition to this proposal.

"In the committee report, the Committee states that reducing the amount of nominees who would, quote, 'minimize the politicization of the appointment process and would allow for the most qualified to be selected,' unquote. First of all, one can argue back and forth whether or not we're talking about politicization of the process, but by reducing the number to a finite number of three and forcing the Governor or the Chief Justice to make a decision among those three really excludes a number of attorneys and highly qualified individuals who should be taken into the process. I think the attorney general made this remark. We've heard this statement before, regarding attorneys, and so I don't think we're either improving the situation or depoliticizing it by reducing it to three.

"Thank you."

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

"Madam President, I rise to speak in favor of the matter before the Senate Floor.

"Members, I would ask that you folks support this measure. This is a measure that is wholly supported by the American Judicature Society who's the ethical watchdog of judicial systems nationwide. They have said time and again that by lowering the number by the Judicial Selection Commission, you raise the quality and in fact you depoliticize the system because the JSC, the Judicial Selection Commission, must review and recommend a lesser number so the fringe players would more likely not be included as they may at this time.

"This is a measure that was first introduced by me in 1987 when the governor was a Democrat. And I couldn't care less because this is about improving the system and the process, regardless of what political party affiliation may or may not be presiding on the fifth floor.

"The American Judicature Society was proudly represented by its president, Larry Okinaga, some years ago, and it was

Larry that called me. Many of you know Larry, who restated what the Committee on Judiciary, your Committee, is recommending today.

"So I hope that the members will consider this as an effort to raise the quality of nominees for the consideration by the Governor, regardless of political party affiliation.

"Thank you."

Senator Slom rose in rebuttal and said:

"Just a very brief rebuttal.

"First of all, I didn't see any testimony in support this year this time for this bill, number one. Number two, I think that many of the fine qualified individuals that would be considered if the numbers were larger might object to being referred to as fringe candidates. And finally, if the objective is to reduce the numbers and thereby reducing choice, we could only have to go as far as the educational system in Hawaii to find out that we reduce that like no other state to only one school board and we see what that lack of choice and what that number has done in terms of the quality of education.

"Thank you, Madam President."

The motion was put by the Chair and carried, S.B. No. 948, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO REDUCE THE NUMBER OF NOMINEES FOR JUDICIAL VACANCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hemmings, Menor).

S.B. No. 1665:

Senator Hee moved that S.B. No. 1665, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Espero rose in support of the measure as follows:

"Madam President, I'd like to rise in support of this measure.

"There was an article in the newspaper recently which addressed a study that showed a connection between animal cruelty and future serial killers. So colleagues, I believe we are definitely taking a step in the right direction as we look at those who injure animals and abuse animals and could possibly transfer that violence to our society in the future.

"The irony in this measure I'd like to point out is that there is also a section, Section 5, which addresses and acknowledges the danger of having an animal ride in the back of a pickup truck in a non-secured carrier and untethered. I'm hoping maybe this will shed light on the fact that we also allow human beings to ride in the back of pickup trucks who are over 12 years old who are unsecured. Over the past few years, we have had many individuals killed and die after being thrown from a pickup truck.

"So I support this measure and hopefully we can look at other ways to provide safety for not only animals, but for ourselves. Thank you."

The motion was put by the Chair and carried, S.B. No. 1665, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Menor).

S.B. No. 1954, S.D. 1:

Senator Hee moved that S.B. No. 1954, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition to the measure and stated:

“Madam President, I rise in opposition to S.B. No. 1954.

“Colleagues, on this particular issue, we’re shooting in the dark – that is because we do not know what the court system is doing in terms of judicial discipline. If we are to make good law, then we have to know what is the current practice and what is considered, nationwide, best practices. And to do that, the appropriate process would be to ask somebody – like people from the UH Law School – to examine the current practices in the court system and then make recommendations to this Body for an effective law.

“Thank you.”

Senator Hee rose to support the measure and said:

“Madam President, I rise in support.

“For the very reasons the previous speaker articulated is the reason that we’re passing this bill. Presently, judges and justices are reviewed when disciplinary issues arise on the Commission on Judicial Discipline, a group of people picked by the Chief Justice. No one in the public knows what happens whether or not justices or judges are sanctioned, admonished, or criticized by the Commission on Judicial Discipline.

“This bill will require that any sanctions, admonishments, or disciplinary actions taken be made public to everyone so that the public has the confidence of those who preside over others in judgment. That’s specifically and precisely the reason for this measure.

“Thank you.”

Senator Trimble rose again and said:

“Madam President, I rise with brief comments.

“My concern is that when the process becomes totally open, what might happen is that there is less discipline done of the judicial system or judges because it is made public.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1954, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO JUSTICES AND JUDGES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hemmings, Menor).

S.B. No. 1957, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1957, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CODE OF ETHICS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Menor).

S.B. No. 68, S.D. 1:

On motion by Senator Ige, seconded by Senator Fukunaga and carried, S.B. No. 68, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Menor).

S.B. No. 1828:

By unanimous consent, action on S.B. No. 1828, entitled: “A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION,” was deferred until Wednesday, February 21, 2007.

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 72	Jointly to the Committee on Human Services and Public Housing and the Committee on Ways and Means
No. 247	Committee on Tourism and Government Operations
No. 1877, S.D. 1	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Ways and Means

RE-REFERRAL OF GOVERNOR’S MESSAGES

The Chair re-referred the following governor’s messages that were received:

Governor’s Message	Referred to:
No. 304	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 305	Committee on Water, Land, Agriculture and Hawaiian Affairs

ADJOURNMENT

At 11:58 o’clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Wednesday, February 21, 2007.

TWENTY-THIRD DAY

Wednesday, February 21, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gordon Trimble, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Bunda, Hemmings and Sakamoto who were excused.

The President announced that she had read and approved the Journal of the Twenty-Second Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 446 and 447) were read by the Clerk and were placed on file:

Gov. Msg. No. 446, dated February 12, 2007, transmitting the Natural Energy Laboratory of Hawaii Authority Status Report for Fiscal Year 2006-2007, pursuant to Act 160, Sections 7.2 and 7.3, SLH 2006.

Gov. Msg. No. 447, informing the Senate that on February 20, 2007, she signed into law Senate Bill No. 25 as Act 1, entitled: "RELATING TO THE LEGISLATURE."

HOUSE COMMUNICATION

Hse. Com. No. 18, transmitting H.B. No. 389, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 2007, was read by the Clerk and was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 389, H.D. 1, entitled: "RELATING TO ELECTIONS," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senators Kokubun and Fukunaga, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 631) recommending that S.B. No. 1035, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1035, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAKAHIKI DAY COMMEMORATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 632) recommending that S.B. No. 1237, as amended in S.D. 1, 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 S.B. No. 1237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 633) recommending that S.B. No. 1287, as amended in S.D. 1, 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 S.B. No. 1287, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 634) recommending that S.B. No. 1509, as amended in S.D. 1, 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 S.B. No. 1509, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 635) recommending that S.B. No. 1709, as amended in S.D. 1, 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 S.B. No. 1709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

Senators English and Menor, for the Committee on Transportation and International Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 636) recommending that S.B. No. 523, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 636 and S.B. No. 523, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Thursday, March 1, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 637) recommending that S.B. No. 1047 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 S.B. No. 1047, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 1, 2007.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM
TUESDAY, FEBRUARY 20, 2007

S.B. No. 1828:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1828, entitled: "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION," was recommitted to the Committee on Judiciary and Labor.

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 1793	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation
No. 1926	Committee on Ways and Means

The President made the following announcement:

"For the member's information, Senator Hooser has been appointed to the Committee on Human Services and Public Housing effective immediately. A revised list of Senate committee assignments will be distributed to all offices this afternoon and will be noted in the Journal."

The President having so ordered, the revised list of standing committees of the Senate, their respective chairs and members are as follows:

COMMERCE, CONSUMER PROTECTION AND AFFORDABLE HOUSING

Senator Brian T. Taniguchi, Chair
 Senator David Y. Ige, Vice Chair
 Senator Will Espero
 Senator Les Ihara, Jr.
 Senator Norman Sakamoto
 Senator Sam Slom

ECONOMIC DEVELOPMENT AND TAXATION

Senator Carol Fukunaga, Chair
 Senator Will Espero, Vice Chair
 Senator J. Kalani English
 Senator David Y. Ige
 Senator Sam Slom

EDUCATION

Senator Norman Sakamoto, Chair
 Senator Jill N. Tokuda, Vice Chair
 Senator Suzanne Chun Oakland
 Senator Clayton Hee
 Senator Clarence K. Nishihara
 Brian T. Taniguchi
 Senator Mike Gabbard

ENERGY AND ENVIRONMENT

Senator Ron Menor, Chair
 Senator Gary L. Hooser, Vice Chair
 Senator Les Ihara, Jr.
 Senator Russell S. Kokubun
 Senator Gordon Trimble

HEALTH

Senator David Y. Ige, Chair
 Senator Carol Fukunaga, Vice Chair
 Senator Rosalyn H. Baker
 Senator Ron Menor
 Senator Paul Whalen

HUMAN SERVICES AND PUBLIC HOUSING

Senator Suzanne Chun Oakland, Chair
 Senator Les Ihara, Jr., Vice Chair
 Senator Gary L. Hooser
 Senator Norman Sakamoto
 Senator Fred Hemmings

INTERGOVERNMENTAL AND MILITARY AFFAIRS

Senator Lorraine R. Inouye, Chair
 Senator Shan S. Tsutsui, Vice Chair
 Senator Fred Hemmings

JUDICIARY AND LABOR

Senator Clayton Hee, Chair
 Senator Russell S. Kokubun, Vice Chair
 Senator Lorraine R. Inouye
 Senator Clarence K. Nishihara
 Senator Mike Gabbard

PUBLIC SAFETY

Senator Will Espero, Chair
 Senator Clarence K. Nishihara, Vice Chair
 Senator Norman Sakamoto
 Senator Paul Whalen

TOURISM AND GOVERNMENT OPERATIONS

Senator Clarence K. Nishihara, Chair
 Senator Donna Mercado Kim, Vice Chair
 Senator Shan S. Tsutsui
 Senator Gordon Trimble

TRANSPORTATION AND INTERNATIONAL AFFAIRS

Senator J. Kalani English, Chair
 Senator Lorraine R. Inouye, Vice Chair
 Senator Will Espero
 Senator Gary L. Hooser
 Senator Brian T. Taniguchi
 Senator Shan S. Tsutsui
 Senator Mike Gabbard

WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS

Senator Russell S. Kokubun, Chair
 Senator Jill N. Tokuda, Vice Chair
 Senator Carol Fukunaga
 Senator Clayton Hee
 Senator Sam Slom

WAYS AND MEANS

Senator Rosalyn H. Baker, Chair
 Senator Shan S. Tsutsui, Vice Chair
 Senator Suzanne Chun Oakland
 Senator J. Kalani English
 Senator Carol Fukunaga
 Senator Gary L. Hooser
 Senator Donna Mercado Kim
 Senator Ron Menor
 Senator Jill N. Tokuda
 Senator Fred Hemmings
 Senator Paul Whalen

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 1, 2007.

TWENTY-FOURTH DAY

Thursday, March 1, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Roy Kokuzo, Waipahu Soto Zen Church, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Twenty-Third Day.

Senator Ihara, in recognition of March as American Red Cross Month, introduced Chief Executive Officer Coralie Chun Matayoshi, Chapter Chair Tertia Freas, Board of Directors Executive Committee member Gerald Sumida, and Chairman Emeritus John Henry Felix.

At 11:56 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 448 to 499) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 448, letter dated February 14, 2007, transmitting proposed changes to the General Appropriations Act for the transfer of 258 School Health Aides and \$5,636,680 in general funds for each year of FB 2007-2009 from the Department of Health, Community Health Services, to the Department of Education, Comprehensive School Support Services, pursuant to Act 225, SLH 2006, was placed on file.

Gov. Msg. No. 449, dated February 13, 2007, transmitting the 2006 Annual Report of the Department of Hawaiian Home Lands, pursuant to Section 222, Hawaiian Homes Commission Act, 1920, as amended, was placed on file.

Gov. Msg. No. 450, dated February 20, 2007, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for January 2007, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006, was placed on file.

Gov. Msg. No. 451, dated February 1, 2007, transmitting the Employee Retirement System's Post Retirement Allowance Study, pursuant to Act 160, Section 84.1, SLH 2006, was placed on file.

Gov. Msg. No. 452, dated February 14, 2007, transmitting a Report on the Operation and Maintenance of All Vehicles within the Sheriff Division for Fiscal Year 2006, prepared by the Department of Public Safety, Sheriff Division, pursuant to Act 160, Section 63.3, SLH 2006, was placed on file.

Gov. Msg. No. 453, dated February 22, 2007, transmitting the Hawaii Department of Agriculture Annual Report for Fiscal Year 2006, was placed on file.

Gov. Msg. No. 454, dated February 15, 2007, transmitting the State of Hawaii Program Memoranda, prepared by the

Department of Budget and Finance, Budget, Program Planning and Management Division, pursuant to Section 37-70, HRS, was placed on file.

Gov. Msg. No. 455, dated February 21, 2007, transmitting the following reports prepared by the Department of Taxation: Annual Report 2005-2006; Hawaii Income Patterns Businesses 2002; Hawaii Income Patterns Individuals 2003; Tax Credits Claimed by Hawaii Taxpayers 2003; and Tax Credits Claimed by Hawaii Taxpayers 2004, was placed on file.

Gov. Msg. No. 456, dated February 21, 2007, transmitting a Report on Infant and Toddler Care, prepared by the Department of Human Services, Benefit, Employment and Support Services Division, pursuant to Act 160, Sections 8. (12) and 156.8, SLH 2006, was placed on file.

Gov. Msg. No. 457, dated February 21, 2007, transmitting a report, "First Three Years, Addressing the Shortage of Infant and Child Care Providers, Facilities, and Services in the State of Hawaii," prepared by the Department of Human Services, Good Beginnings Alliance in partnership with PATCH, pursuant to H.C.R. No. 8 (2006) and S.C.R. No. 2 (2006), was placed on file.

Gov. Msg. No. 458, dated February 21, 2007, transmitting a Report on TANF Outcomes and Contracts, prepared by the Department of Human Services, Benefit, Employment and Support Services Division, pursuant to Act 160, Sections 8. (14) and 157, SLH 2006, was placed on file.

Gov. Msg. No. 459, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of CHRISTINE MARIE DALEIDEN, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 460, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of LELAND TAICHI NOGAWA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 461, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of MARK A. BAIRD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 462, submitting for consideration and confirmation to the Defender Council, the nomination of MICHAEL KAIPOLEIMANU SOONG, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 463, submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawai'i, the nomination of JOELLE SEGAWA KANE, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 464, submitting for consideration and confirmation to the Real Estate Commission, the nomination of TRUDY ISABEL NISHIHARA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 465, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of MICHAEL J. MEAGHER MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 466, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of DANIEL WAYNE RICKENBACHER, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 467, submitting for consideration and confirmation to the Board of Psychology, the nomination of LAURA ELIZABETH OZAK JD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 468, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of QING X. LI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 469, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of REBECCA CAROL TAYLOR, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 470, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nomination of BONNIE K. KAHAPEA-TANNER, term to expire June 30, 2008, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 471, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nomination of ANGELA HI'ILEI KAWELO, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 472, submitting for consideration and confirmation to the Kaneohe Bay Regional Council, the nomination of ARTHUR B. MACHADO JR., term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 473, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of LYNNE HISAE TAKIGUCHI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 474, submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, the nomination of NAOMI CLARKE LOSCH, term to expire June 30, 2010, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 475, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of JO-ANN H. AHUNA, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 476, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of CLIFFORD L. NAKEA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 477, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ROMY M. CACHOLA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 478, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of LISA TERUKA MARUYAMA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 479, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of SHERRY R. MENOR, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 480, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ANITA MAE K. NAONE, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 481, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), the nomination of ALBERT WARREN STIGLMEIER, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 482, submitting for consideration and confirmation to the Board of Taxation Review, 1st Taxation District (Oahu), the nomination of MANOJ P. SAMARANAYAKE CPA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 483, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of JOYCE MARY HELEN KEMPSKI ALLEN, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 484, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of CHRISTINE S. JACKSON, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 485, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of MARK OYAMA, term to expire June 30, 2009, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 486, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of SIGNE A. GODFREY, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 487, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of ERWIN HUDELIST, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 488, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of GORDON J. BRUCE, term to expire June 30, 2011, was referred to the Committee on Public Safety.

Gov. Msg. No. 489, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of MARSHALL LUM, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 490, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of VICTOR DALE MORELAND PHD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 491, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of JAMIE K. FURUTANI DVM, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 492, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of ROGER MITSUO KONDO DVM, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 493, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of ANNE V. STEVENS, term to expire June 30, 2008, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 494, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of PATRICIA ANN WIELAND, term to expire June 30, 2009, was referred to the Committee on Intergovernmental and Military Affairs.

Gov. Msg. No. 495, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nomination of KEN HIDESHI TAKAYAMA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 496, submitting for consideration and confirmation to the Commission on Transportation, the nomination of JOHN B. RAY, term to expire June 30, 2010, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 497, submitting for consideration and confirmation to the Commission on Transportation, the nomination of DAVID K. SPROAT, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 498, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of CAROL E. SEIELSTAD, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 499, submitting for consideration and confirmation to the Board of Taxation Review, 3rd Taxation District (Hawai'i), the nomination of CAROL P. WEIR, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 23 to 31) were read by the Clerk and were placed on file:

Dept. Com. No. 23, from the University of Hawaii, dated February 9, 2007, transmitting the Annual Report on University of Hawaii Special, Revolving, and Trust Funds for the Fiscal Year Ended June 30, 2006, pursuant to Sections 304A-106 and 304A-2007, HRS.

Dept. Com. No. 24, from the University of Hawaii, dated February 9, 2007, transmitting the Annual Report on Career and Technical Education, pursuant to Section 304A:301-303, HRS.

Dept. Com. No. 25, from the State Auditor, dated February 14, 2007, transmitting 50 analyses of each new and special or revolving fund proposed by legislative bills, pursuant to Section 23-11, HRS.

Dept. Com. No. 26, from the State Auditor, dated February 15, 2007, transmitting the Oahu Metropolitan Planning Organization Financial and Compliance Audit Report, prepared by Egami and Ichikawa, Certified Public Accountants, Inc., pursuant to Act 1, SLH 2005.

Dept. Com. No. 27, from the City and County of Honolulu Police Department, dated November 14, 2006, transmitting its 2006 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 28, from the County of Hawaii Police Department, dated December 22, 2006, transmitting its 2006 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 29, from the County of Hawaii Police Department, dated December 28, 2006, transmitting its amended 2006 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 30, from the County of Kauai Police Department, dated December 29, 2006, transmitting its Report on Misconduct and Disciplinary Action Regarding Police Officers, pursuant to Act 242, SLH 1995.

Dept. Com. No. 31, from the County of Maui Police Department, dated January 6, 2007, transmitting its Report on Disciplinary Action Imposed, Suspensions and Terminations for Calendar Year 2006, pursuant to Act 242, SLH 1995.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 19 to 24) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 19, transmitting H.B. No. 416, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 416, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS," passed First Reading by title and was deferred.

Hse. Com. No. 20, transmitting H.B. No. 1104, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1104, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed First Reading by title and was deferred.

Hse. Com. No. 21, transmitting H.B. No. 1138, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1138, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed First Reading by title and was deferred.

Hse. Com. No. 22, transmitting H.B. No. 1376, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1376, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL," passed First Reading by title and was deferred.

Hse. Com. No. 23, transmitting H.B. No. 1423, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1423, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," passed First Reading by title and was deferred.

Hse. Com. No. 24, transmitting H.B. No. 1427, which passed Third Reading in the House of Representatives on February 21, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1427, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 38 to 46) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 38 "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS."

Offered by: Senators Inouye, Espero, Menor, Chun Oakland, Hooser, Gabbard, Trimble, Kim.

No. 39 "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS."

Offered by: Senators Inouye, Menor, Chun Oakland, Gabbard, Trimble, Espero, Kim, Hooser.

No. 40 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING FOR THE PLANNING AND CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER."

Offered by: Senators Inouye, Chun Oakland, Gabbard, Trimble, Espero, Menor, Kim, Hooser.

No. 41 "SENATE CONCURRENT RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES' FEE INCREASE."

Offered by: Senators Inouye, Espero.

No. 42 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO GIVE A PERCENTAGE PREFERENCE TO CONTRACTORS WHO OFFER EXPERIENTIAL LEARNING OPPORTUNITIES IN COMPETITIVE SEALED BIDS OR IN REQUEST FOR PROPOSALS."

Offered by: Senator Nishihara.

No. 43 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY TO DETERMINE THE TOTAL SCRAP VALUE OF ALL ALUMINUM DEPOSIT BEVERAGE CONTAINERS REDEEMED SINCE THE IMPLEMENTATION OF THE DEPOSIT BEVERAGE CONTAINER PROGRAM AND THE FISCAL IMPACT OF BASING REDEMPTION ON A PER CONTAINER BASIS."

Offered by: Senator Nishihara.

No. 44 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY WORKPLACE FLEXIBILITY."

Offered by: Senator Nishihara.

No. 45 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO STUDY OBTAINING PUBLIC INPUT DURING PLANNING FOR AFFORDABLE HOUSING DEVELOPMENTS."

Offered by: Senator Nishihara.

No. 46 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO RESEARCH AND REPORT TO THE LEGISLATURE ON HOW BEST TO PROTECT HAWAII'S HISTORIC BUILDINGS FROM DEMOLITION."

Offered by: Senators Fukunaga, Chun Oakland, Slom, Espero, English, Ige.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 18 to 25) were read by the Clerk and were deferred:

Senate Resolution

No. 18 "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS."

Offered by: Senators Inouye, Espero, Menor, Chun Oakland, Hooser, Gabbard, Trimble, Kim.

No. 19 "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS."

Offered by: Senators Inouye, Espero, Menor, Chun Oakland, Gabbard, Trimble, Kim, Hooser.

No. 20 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING FOR THE PLANNING AND CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER."

Offered by: Senators Inouye, Menor, Chun Oakland, Gabbard, Trimble, Espero, Kim, Hooser.

No. 21 "SENATE RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES' FEE INCREASE."

Offered by: Senators Inouye, Espero.

No. 22 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO GIVE A PERCENTAGE PREFERENCE TO CONTRACTORS WHO OFFER EXPERIENTIAL LEARNING OPPORTUNITIES IN COMPETITIVE SEALED BIDS OR IN REQUEST FOR PROPOSALS."

Offered by: Senator Nishihara.

No. 23 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY WORKPLACE FLEXIBILITY."

Offered by: Senator Nishihara.

No. 24 "SENATE RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO STUDY OBTAINING PUBLIC INPUT DURING PLANNING FOR AFFORDABLE HOUSING DEVELOPMENTS."

Offered by: Senator Nishihara.

No. 25 "SENATE RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO RESEARCH AND REPORT TO THE LEGISLATURE ON HOW BEST TO PROTECT HAWAII'S HISTORIC BUILDINGS FROM DEMOLITION."

Offered by: Senators Fukunaga, Chun Oakland, Slom, Espero, English, Ige.

STANDING COMMITTEE REPORTS

Senators Inouye, English and Fukunaga, for the Committee on Intergovernmental and Military Affairs, the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 638) recommending that S.B. No. 1028 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1028, entitled: "A BILL FOR AN ACT RELATING TO

COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 639) recommending that S.B. No. 424, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Human Services and Public Housing.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 424, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was recommitted to the Committee on Human Services and Public Housing.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 640) recommending that S.B. No. 470, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 470, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was recommitted to the Committee on Judiciary and Labor.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 641) recommending that the Senate advise and consent to the nomination of MAJOR GENERAL ROBERT G.F. LEE as Adjutant General and Director of Civil Defense, in accordance with Gov. Msg. No. 271.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 641 and Gov. Msg. No. 271 was deferred until Friday, March 2, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 642) recommending that S.B. No. 646 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 S.B. No. 646, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 643) recommending that S.B. No. 1818, as amended in S.D. 1, 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 S.B. No. 1818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 644) recommending that S.B. No. 1311 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 S.B. No.

1311, entitled: "A BILL FOR AN ACT RELATING TO SALARY PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 645) recommending that S.B. No. 1523 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 S.B. No. 1523, entitled: "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 646) recommending that S.B. No. 1711 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 S.B. No. 1711, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 647) recommending that the Senate advise and consent to the nomination of GERALD L. COFFEE to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 301.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 647 and Gov. Msg. No. 301 was deferred until Friday, March 2, 2007.

Senator Inouye, for the Committee on Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 648) recommending that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

CYNTHIA L. STINE, in accordance with Gov. Msg. No. 392;

WILLIAM T. HONJIYO, in accordance with Gov. Msg. No. 393; and

GILBERT N. HOUGH, in accordance with Gov. Msg. No. 394.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 648 and Gov. Msg. Nos. 392, 393 and 394 was deferred until Friday, March 2, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 649) recommending that the Senate advise and consent to the nominations to the Civil Rights Commission of the following:

CORAL WONG PIETSCH, in accordance with Gov. Msg. No. 302; and

LISA ANN S. L. WONG, in accordance with Gov. Msg. No. 303.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 649 and Gov. Msg. Nos. 302 and 303 was deferred until Friday, March 2, 2007.

Senators Fukunaga and Baker, for the Committee on Economic Development and Taxation and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 650) recommending that S.B. No. 678, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 650 and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Friday, March 2, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 651) recommending that S.B. No. 856, as amended in S.D. 1, 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 S.B. No. 856, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 652) recommending that S.B. No. 260 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 S.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 653) recommending that S.B. No. 247, as amended in S.D. 1, 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 S.B. No. 247, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 654) recommending that S.B. No. 866, as amended in S.D. 1, 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 S.B. No. 866, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 655) recommending that S.B. No. 966 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 S.B. No.

966, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 656) recommending that S.B. No. 46, as amended in S.D. 1, 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 S.B. No. 46, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 657) recommending that S.B. No. 1063, as amended in S.D. 1, 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 S.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 658) recommending that S.B. No. 1613, as amended in S.D. 1, 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 S.B. No. 1613, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 659) recommending that S.B. No. 1617, as amended in S.D. 1, 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 S.B. No. 1617, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 660) recommending that S.B. No. 58, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 660 and S.B. No. 58, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 661) recommending that S.B. No. 1016, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 661 and S.B. No. 1016, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 662) recommending that S.B. No. 823, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 662 and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 663) recommending that S.B. No. 1253 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 663 and S.B. No. 1253, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 664) recommending that S.B. No. 1712, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 664 and S.B. No. 1712, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 665) recommending that S.B. No. 1152, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 665 and S.B. No. 1152, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 666) recommending that S.B. No. 1145, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 666 and S.B. No. 1145, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 667) recommending that S.B. No. 79, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 667 and S.B. No. 79, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 668) recommending

that S.B. No. 1922, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 668 and S.B. No. 1922, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 669) recommending that S.B. No. 1504, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 669 and S.B. No. 1504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 670) recommending that S.B. No. 1066, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 670 and S.B. No. 1066, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 671) recommending that S.B. No. 651, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 671 and S.B. No. 651, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 672) recommending that S.B. No. 1991, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 672 and S.B. No. 1991, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 673) recommending that S.B. No. 967, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 673 and S.B. No. 967, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 674) recommending that S.B. No. 1210, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 674 and S.B. No. 1210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 675) recommending

that S.B. No. 732, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 675 and S.B. No. 732, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 676) recommending that S.B. No. 1833, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 676 and S.B. No. 1833, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 677) recommending that S.B. No. 625, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 677 and S.B. No. 625, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 678) recommending that S.B. No. 1950, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 678 and S.B. No. 1950, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 679) recommending that S.B. No. 1034, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 679 and S.B. No. 1034, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 680) recommending that S.B. No. 679, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 680 and S.B. No. 679, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," was deferred until Tuesday, March 6, 2007.

Senators Fukunaga and Baker, for the Committee on Economic Development and Taxation and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 681) recommending that S.B. No. 1221, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 681 and S.B. No. 1221, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 682) recommending that S.B. No. 835, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 682 and S.B. No. 835, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 683) recommending that S.B. No. 1234, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 683 and S.B. No. 1234, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 684) recommending that S.B. No. 1421, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 684 and S.B. No. 1421, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 460, HAWAII REVISED STATUTES, OSTEOPATHY," was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 685) recommending that S.B. No. 55, as amended in S.D. 1, 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 S.B. No. 55, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 686) recommending that S.B. No. 163, as amended in S.D. 1, 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 S.B. No. 163, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 687) recommending that S.B. No. 1003, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 688) recommending that S.B. No. 1697, as amended in S.D. 1, 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 S.B. No. 1697, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF 'CONTRACTOR' UNDER THE CONTRACTOR REPAIR ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 689) recommending that S.B. No. 1010, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1010, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFIED PUBLIC ACCOUNTANTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 690) recommending that S.B. No. 1248, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 691) recommending that S.B. No. 1116, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1116, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL APPLICATION FEES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 692) recommending that S.B. No. 60, as amended in S.D. 1, 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 S.B. No. 60, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN TIME SHARE PLANS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 693) recommending that S.B. No. 1935, as amended in S.D. 1, 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 S.B. No. 1935, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," passed Second Reading and was

placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 694) recommending that S.B. No. 1418, as amended in S.D. 1, 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 S.B. No. 1418, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF MORTGAGE RESCUE FRAUD," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 695) recommending that S.B. No. 1419, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1419, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE PRICE GOUGING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 696) recommending that S.B. No. 1426, as amended in S.D. 1, 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 S.B. No. 1426, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT PROGRAM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 697) recommending that S.B. No. 49, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 697 and S.B. No. 49, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," was deferred until Friday, March 2, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 698) recommending that S.B. No. 53 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 698 and S.B. No. 53, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," was deferred until Friday, March 2, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 699) recommending that S.B. No. 1674, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 699 and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Friday, March 2, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 700) recommending that S.B. No. 923 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 S.B. No. 923, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 701) recommending that S.B. No. 1017 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 S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 2, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 702) recommending that S.B. No. 1249, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 702 and S.B. No. 1249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 703) recommending that S.B. No. 1364, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 703 and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 704) recommending that S.B. No. 1962, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 704 and S.B. No. 1962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 705) recommending that S.B. No. 600 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 705 and S.B. No. 600, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 706) recommending that S.B. No. 898, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 706 and S.B. No. 898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 707) recommending that S.B. No. 1497, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 707 and S.B. No. 1497, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 708) recommending that S.B. No. 1092 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 708 and S.B. No. 1092, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 709) recommending that S.B. No. 50, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 709 and S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIDS RESEARCH," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 710) recommending that S.B. No. 1919, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 710 and S.B. No. 1919, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 711) recommending that S.B. No. 704 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 711 and S.B. No. 704, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 712) recommending that S.B. No. 1454 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 712 and S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 713) recommending that S.B. No. 1281 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 713 and S.B. No. 1281, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," was deferred until Friday, March 2, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 714) recommending that S.B. No. 1007, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 714 and S.B. No. 1007, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 715) recommending that S.B. No. 907, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 715 and S.B. No. 907, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 716) recommending that S.B. No. 1920, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 716 and S.B. No. 1920, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 717) recommending that S.B. No. 1499, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 717 and S.B. No. 1499, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 718) recommending that S.B. No. 1931, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 718 and S.B. No. 1931, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 719) recommending that S.B. No. 76, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 719 and S.B. No. 76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 720) recommending that S.B. No. 80, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 720 and S.B. No. 80, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 721) recommending that S.B. No. 688, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 721 and S.B. No. 688, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 722) recommending that S.B. No. 1146, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 722 and S.B. No. 1146, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2007.

ORDER OF THE DAY

THIRD READING

S.B. No. 1444, S.D. 1:

Senator Espero moved that S.B. No. 1444, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose in opposition to the measure as follows:

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

"At first glance, this would seem to be just an innocuous bill and just a couple of word changes and all of that. In fact, one of my colleagues and I were having a discussion just a few minutes ago about words, that words have consequences. The fact that this bill is going to take out the word 'punishment' and replace it with 'rehabilitation,' and 'reintegrate' with 'prepare for reentry,' and 'children' with 'youth' doesn't disturb me as much as the idea of the punishment part.

"I think we've seen in the last couple of years that this Legislative Body and the community certainly supports rehabilitation where rehabilitation is warranted, where it's wanted, where it's participated in. We've also seen examples like our deputy sheriff that was murdered a couple of weeks ago by someone who had been given rehabilitation, even after having a number of crimes that had been committed previously.

"I think that what this bill does is take us farther away from the idea that if there is a law that we have passed and we expect to enforce it, then there should be some consequences. And just by softening the words, or changing the context, or trying to make everybody feel better doesn't solve our societal problems.

"So I think it's serious enough when we try to change these words that somebody has to speak out about it, and I may seem old fashioned, but I think that even Mr. Dostoevski didn't write a novel called Crime and Rehabilitation.

"Thank you, Madam President."

The motion was put by the Chair and carried, S.B. No. 1444, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 628 (S.B. No. 994, S.D. 1):

On motion by Senator Fukunaga, seconded by Senator Espero and carried, Stand. Com. Rep. No. 628 was adopted and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1702, S.D. 1:

By unanimous consent, action on S.B. No. 1702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred until Tuesday, March 6, 2007.

S.B. No. 1035, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Fukunaga and carried, S.B. No. 1035, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAKAHIKI DAY COMMEMORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1237, S.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, S.B. No. 1237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1287, S.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, S.B. No. 1287, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1509, S.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, S.B. No. 1509, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1709, S.D. 1:

Senator English moved that S.B. No. 1709, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Trimble rose to speak in opposition and said:

"Madam President, I stand in opposition to S.B. No. 1709.

"Our highways are already crowded. I don't think that we need to pass a bill that will allow the number of vehicles to be

increased. We have people from all over the world that learned to drive all over the world that are participating on our crowded highways and this confusion of different driving styles leads to increased congestion. I don't think that we need to help increase this by passing this bill.

"What this bill does is it makes it easier or more attractive to people that do not have driver's licenses that are not familiar with our crowded conditions or different driving styles to participate and have a good time driving back and forth between Waikiki and our most popular visitor destinations. To go from a two-wheeled to a three-wheeled vehicle and suggest that it is appropriate in a bikeway I think will contribute to the hazardous conditions already that exist on our highways.

"For this reason, I think it is a bad move to pass this bill. Thank you."

The motion was put by the Chair and carried, S.B. No. 1709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 636 (S.B. No. 523, S.D. 2):

On motion by Senator English, seconded by Senator Menor and carried, Stand. Com. Rep. No. 636 was adopted and S.B. No. 523, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

S.B. No. 1047:

Senator English moved that S.B. No. 1047, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Trimble rose in opposition as follows:

"Madam President, I rise in opposition to S.B. No. 1047.

"Colleagues, just a couple years ago, we passed a graduated licensing system. I think it is inappropriate and in conflict with the intentions that we just had to lower the driver age in this bill, which this bill would permit. Thank you."

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

The motion was put by the Chair and carried, S.B. No. 1047, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Aye with Reservations, 1 (Ihara). Noes, 2 (Slom, Trimble).

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House bills that were received:

House Bill Referred to:

No. 319, H.D. 1 Committee on Tourism and Government Operations, then to the Committee on Judiciary and Labor

No. 389, H.D. 1 Committee on Judiciary and Labor

No. 416 Jointly to the Committee on Energy and Environment, the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs

No. 776 Committee on Commerce, Consumer Protection and Affordable Housing

No. 1104, H.D. 1 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 1138 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

No. 1204 Committee on Judiciary and Labor

No. 1213 Committee on Judiciary and Labor

No. 1248, H.D. 1 Committee on Judiciary and Labor

No. 1249, H.D. 1 Committee on Judiciary and Labor

No. 1376 Committee on Energy and Environment

No. 1393 Committee on Judiciary and Labor

No. 1423 Committee on Transportation and International Affairs

No. 1427 Committee on Transportation and International Affairs

No. 1513, H.D. 1 Committee on Judiciary and Labor

No. 1626 Committee on Commerce, Consumer Protection and Affordable Housing

RE-REFERRAL OF SENATE BILLS

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

Senate Bill Referred to:

No. 959, S.D. 1 Jointly to the Committee on Public Safety and the Committee on Ways and Means

No. 1184, S.D. 1 Committee on Human Services and Public Housing, then jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

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

Senate Concurrent Resolution Referred to:

No. 31 Committee on Intergovernmental and Military Affairs

**RE-REFERRAL OF A
SENATE RESOLUTION**

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

Senate Resolution	Referred to:
No. 13	Committee on Intergovernmental and Military Affairs

**RE-REFERRAL OF
GOVERNOR'S MESSAGES**

The Chair re-referred the following governor's messages that were received:

Governor's Message	Referred to:
No. 477	Committee on Transportation and International Affairs
No. 478	Committee on Transportation and International Affairs
No. 479	Committee on Transportation and International Affairs
No. 480	Committee on Transportation and International Affairs

Senator Hee, Chair of the Committee on Judiciary and Labor, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 56.

Senator Hee noted:

"Madam President, the reason is that in the abundance of caution, my colleague to my left has requested that this bill pass the Senate in the event that the House bill, which is positioned to come over, somehow finds a deep crack and falls beyond anyone's recognition."

The Chair then granted the waiver.

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 2, 2007.

TWENTY-FIFTH DAY

Friday, March 2, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:50 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Paul Whalen, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators English and Ihara who were excused.

The President announced that she had read and approved the Journal of the Twenty-Fourth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 25 to 71) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 25, transmitting H.B. No. 10, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 10, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was deferred.

Hse. Com. No. 26, transmitting H.B. No. 20, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 20, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 27, transmitting H.B. No. 22, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 22, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION REPAIR AND MAINTENANCE ACCOUNTS," passed First Reading by title and was deferred.

Hse. Com. No. 28, transmitting H.B. No. 36, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 36, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed First Reading by title and was deferred.

Hse. Com. No. 29, transmitting H.B. No. 118, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 118, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed First Reading by title and was deferred.

Hse. Com. No. 30, transmitting H.B. No. 122, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 122, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed First Reading by title and was deferred.

Hse. Com. No. 31, transmitting H.B. No. 124, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 124, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed First Reading by title and was deferred.

Hse. Com. No. 32, transmitting H.B. No. 135, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 135, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 33, transmitting H.B. No. 156, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 156, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF MOBILE PHONES WHILE DRIVING," passed First Reading by title and was deferred.

Hse. Com. No. 34, transmitting H.B. No. 158, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 158, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed First Reading by title and was deferred.

Hse. Com. No. 35, transmitting H.B. No. 259, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 259, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed First Reading by title and was deferred.

Hse. Com. No. 36, transmitting H.B. No. 318, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 318, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURES," passed First Reading by title and was deferred.

Hse. Com. No. 37, transmitting H.B. No. 334, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 334, H.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," passed First Reading by title and was deferred.

Hse. Com. No. 38, transmitting H.B. No. 349, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 349, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," passed First Reading by title and was deferred.

Hse. Com. No. 39, transmitting H.B. No. 421, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 421, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS," passed First Reading by title and was deferred.

Hse. Com. No. 40, transmitting H.B. No. 513, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 513, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID," passed First Reading by title and was deferred.

Hse. Com. No. 41, transmitting H.B. No. 625, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 625, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was deferred.

Hse. Com. No. 42, transmitting H.B. No. 718, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 718, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed First Reading by title and was deferred.

Hse. Com. No. 43, transmitting H.B. No. 854, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 854, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES," passed First Reading by title and was deferred.

Hse. Com. No. 44, transmitting H.B. No. 855, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 855, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO WORKERS' COMPENSATION," passed First Reading by title and was deferred.

Hse. Com. No. 45, transmitting H.B. No. 920, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 920, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 46, transmitting H.B. No. 964, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 964, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed First Reading by title and was deferred.

Hse. Com. No. 47, transmitting H.B. No. 989, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING," passed First Reading by title and was deferred.

Hse. Com. No. 48, transmitting H.B. No. 1007, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SELF-SUFFICIENCY," passed First Reading by title and was deferred.

Hse. Com. No. 49, transmitting H.B. No. 1044, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1044, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed First Reading by title and was deferred.

Hse. Com. No. 50, transmitting H.B. No. 1063, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1063, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed First Reading by title and was deferred.

Hse. Com. No. 51, transmitting H.B. No. 1065, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1065, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed First Reading by title and was deferred.

Hse. Com. No. 52, transmitting H.B. No. 1081, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1081, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed First Reading by title and was deferred.

Hse. Com. No. 53, transmitting H.B. No. 1092, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1092, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS," passed First Reading by title and was deferred.

Hse. Com. No. 54, transmitting H.B. No. 1140, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1140, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed First Reading by title and was deferred.

Hse. Com. No. 55, transmitting H.B. No. 1207, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1207, entitled: "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS," passed First Reading by title and was deferred.

Hse. Com. No. 56, transmitting H.B. No. 1219, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1219, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS," passed First Reading by title and was deferred.

Hse. Com. No. 57, transmitting H.B. No. 1225, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1225, entitled: "A BILL FOR AN ACT RELATING TO SALARY PAYMENTS," passed First Reading by title and was deferred.

Hse. Com. No. 58, transmitting H.B. No. 1256, H.D. 1, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1256, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT," passed First Reading by title and was deferred.

Hse. Com. No. 59, transmitting H.B. No. 1258, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1258, entitled: "A BILL FOR AN ACT RELATING TO ACTIONS FOR FALSE CLAIMS TO THE STATE," passed First Reading by title and was deferred.

Hse. Com. No. 60, transmitting H.B. No. 1287, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1287, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed First Reading by title and was deferred.

Hse. Com. No. 61, transmitting H.B. No. 1322, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1322, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," passed First Reading by title and was deferred.

Hse. Com. No. 62, transmitting H.B. No. 1365, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1365, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLANS," passed First Reading by title and was deferred.

Hse. Com. No. 63, transmitting H.B. No. 1368, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1368, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," passed First Reading by title and was deferred.

Hse. Com. No. 64, transmitting H.B. No. 1374, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1374, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed First Reading by title and was deferred.

Hse. Com. No. 65, transmitting H.B. No. 1389, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1389, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES IN LAND COURT," passed First Reading by title and was deferred.

Hse. Com. No. 66, transmitting H.B. No. 1399, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1399, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS," passed First Reading by title and was deferred.

Hse. Com. No. 67, transmitting H.B. No. 1400, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1400, entitled: "A BILL FOR AN ACT

RELATING TO CORRECTIONAL INDUSTRIES," passed First Reading by title and was deferred.

Hse. Com. No. 68, transmitting H.B. No. 1433, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1433, entitled: "A BILL FOR AN ACT RELATING TO MILITARY INSTALLATIONS," passed First Reading by title and was deferred.

Hse. Com. No. 69, transmitting H.B. No. 1549, H.D. 2, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1549, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT INVESTIGATION," passed First Reading by title and was deferred.

Hse. Com. No. 70, transmitting H.B. No. 1640, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1640, entitled: "A BILL FOR AN ACT RELATING TO PERMITS," passed First Reading by title and was deferred.

Hse. Com. No. 71, transmitting H.B. No. 1672, which passed Third Reading in the House of Representatives on March 1, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1672, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 47) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 47 "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT S.57 AND H.R.760, ENTITLED THE FILIPINO VETERANS EQUITY ACT OF 2007."

Offered by: Senators Sakamoto, Nishihara, Tokuda, Kim, Espero, Bunda.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 723) recommending that S.B. No. 597, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 723 and S.B. No. 597, S.D. 2, 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 until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 724) recommending that S.B. No. 31, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 724 and S.B. No. 31, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 725) recommending that S.B. No. 1526, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 725 and S.B. No. 1526, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JUDICIARY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 726) recommending that S.B. No. 1112, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 726 and S.B. No. 1112, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 727) recommending that S.B. No. 1929, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 727 and S.B. No. 1929, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 728) recommending that S.B. No. 750, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 728 and S.B. No. 750, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 729) recommending that S.B. No. 1308, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 729 and S.B. No. 1308, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES," was deferred until Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 730) recommending that S.B. No. 851, as amended in S.D. 1, 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 S.B. No. 851, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS AND HISTORIC AND CULTURAL SITES IN THE DISTRICT OF KOOLAULO," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 731) recommending that S.B. No. 938, as amended in S.D. 1, 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 S.B. No. 938, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 732) recommending that S.B. No. 1440, as amended in S.D. 1, 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 S.B. No. 1440, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 733) recommending that S.B. No. 1639, as amended in S.D. 1, 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 S.B. No. 1639, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 734) recommending that S.B. No. 1816, as amended in S.D. 1, 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 S.B. No. 1816, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Kokubun and Inouye, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 735) recommending that S.B. No. 1219, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1219, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Kokubun and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 736) recommending that S.B. No. 768,

as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 737) recommending that S.B. No. 98, as amended in S.D. 1, 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 S.B. No. 98, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 738) recommending that S.B. No. 1837, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 738 and S.B. No. 1837, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 739) recommending that S.B. No. 1717, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 739 and S.B. No. 1717, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 740) recommending that S.B. No. 1409 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 740 and S.B. No. 1409, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 741) recommending that S.B. No. 1848, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 741 and S.B. No. 1848, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 742) recommending that S.B. No. 1402, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 742 and S.B. No. 1402, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 743) recommending that S.B. No. 1934, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 743 and S.B. No. 1934, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 744) recommending that S.B. No. 711 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 744 and S.B. No. 711, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 745) recommending that S.B. No. 896, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 745 and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 746) recommending that S.B. No. 1688, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 746 and S.B. No. 1688, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred until Tuesday, March 6, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 747) recommending that S.B. No. 870, as amended in S.D. 1, 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 S.B. No. 870, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 748) recommending that S.B. No. 1315, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 748 and S.B. No. 1315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 749) recommending that S.B. No. 880, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 749 and S.B. No. 880, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 750) recommending

that S.B. No. 148, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 750 and S.B. No. 148, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 751) recommending that S.B. No. 1882, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 751 and S.B. No. 1882, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 752) recommending that S.B. No. 100, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 752 and S.B. No. 100, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 753) recommending that S.B. No. 1214 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 753 and S.B. No. 1214, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 754) recommending that S.B. No. 603, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 754 and S.B. No. 603, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 755) recommending that S.B. No. 683, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 755 and S.B. No. 683, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 756) recommending that S.B. No. 620, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 756 and S.B. No. 620, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 757) recommending that S.B. No. 227, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 757 and S.B. No. 227, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," was deferred until Tuesday, March 6, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 758) recommending that S.B. No. 1462 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 S.B. No. 1462, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 759) recommending that S.B. No. 992, as amended in S.D. 1, 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 S.B. No. 992, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Menor and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Taxation, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 760) recommending that S.B. No. 1793, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1793, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 761) recommending that S.B. No. 1222, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 761 and S.B. No. 1222, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 762) recommending that S.B. No. 1720, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 762 and S.B. No. 1720, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST JACOBY DEVELOPMENT, INC., A PROCESSING ENTERPRISE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 763) recommending that S.B. No. 153, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 763 and S.B. No. 153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL DISASTER PREPAREDNESS IN HEALTH CARE FACILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 764) recommending that S.B. No. 1457, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 764 and S.B. No. 1457, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 765) recommending that S.B. No. 952, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 765 and S.B. No. 952, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 766) recommending that S.B. No. 1282, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 766 and S.B. No. 1282, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 767) recommending that S.B. No. 1481, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 767 and S.B. No. 1481, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERVENTION FOR SUBSTANCE ABUSE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 768) recommending that S.B. No. 51, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 768 and S.B. No. 51, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 769) recommending that S.B. No. 971, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 769 and S.B. No. 971, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 770) recommending

that S.B. No. 810, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 770 and S.B. No. 810, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 771) recommending that S.B. No. 1283, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 771 and S.B. No. 1283, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 772) recommending that S.B. No. 973, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 772 and S.B. No. 973, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 773) recommending that S.B. No. 11, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 773 and S.B. No. 11, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 774) recommending that S.B. No. 1450, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 774 and S.B. No. 1450, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 775) recommending that S.B. No. 1917, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 775 and S.B. No. 1917, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 776) recommending that S.B. No. 1916, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 776 and S.B. No. 1916, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 777) recommending that S.B. No. 1672, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 777 and S.B. No. 1672, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 778) recommending that S.B. No. 1937, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 778 and S.B. No. 1937, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 779) recommending that S.B. No. 427, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 779 and S.B. No. 427, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 780) recommending that S.B. No. 248, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 780 and S.B. No. 248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COMMISSION ON FATHERHOOD," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 781) recommending that S.B. No. 733, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 781 and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was deferred until Tuesday, March 6, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 782) recommending that S.B. No. 755, as amended in S.D. 1, 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 S.B. No. 755, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 783) recommending that S.B. No. 1046, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 783 and S.B. No. 1046, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 784) recommending

that S.B. No. 795, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 784 and S.B. No. 795, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 785) recommending that S.B. No. 1518, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 785 and S.B. No. 1518, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 786) recommending that S.B. No. 677, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 786 and S.B. No. 677, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 787) recommending that S.B. No. 1484 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 787 and S.B. No. 1484, entitled: "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 788) recommending that S.B. No. 1491, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 788 and S.B. No. 1491, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 789) recommending that S.B. No. 914, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 789 and S.B. No. 914, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 790) recommending that S.B. No. 152, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 790 and S.B. No. 152, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 791) recommending that S.B. No. 1352, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 791 and S.B. No. 1352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 792) recommending that S.B. No. 1412, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 792 and S.B. No. 1412, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 793) recommending that S.B. No. 216, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 793 and S.B. No. 216, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL GOODS EXCISE TAX CREDIT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 794) recommending that S.B. No. 1839, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 794 and S.B. No. 1839, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX SYSTEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 795) recommending that S.B. No. 1840, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 795 and S.B. No. 1840, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 796) recommending that S.B. No. 608, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 796 and S.B. No. 608, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 797) recommending that S.B. No. 1133, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 797 and S.B. No. 1133, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 798) recommending that S.B. No. 1969, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 798 and S.B. No. 1969, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO TUITION ASSISTANCE,” was deferred until Tuesday, March 6, 2007.

Senators Menor, Kokubun and Inouye, for the Committee on Energy and Environment, the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 799) recommending that S.B. No. 987, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 987, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 800) recommending that S.B. No. 1947, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 800 and S.B. No. 1947, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 801) recommending that S.B. No. 1228, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 801 and S.B. No. 1228, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 802) recommending that S.B. No. 1428 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 802 and S.B. No. 1428, entitled: “A BILL FOR AN ACT RELATING TO VETERANS’ SERVICES,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 803) recommending that S.B. No. 1675, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 803 and S.B. No. 1675, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 804) recommending that S.B. No. 1463 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 804 and S.B. No. 1463, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION,” was deferred until Tuesday, March 6, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 805) recommending that S.B. No. 1110, as amended in S.D. 1, 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 S.B. No. 1110, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 806) recommending that S.B. No. 1117, as amended in S.D. 1, 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 S.B. No. 1117, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 807) recommending that S.B. No. 1750, as amended in S.D. 1, 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 S.B. No. 1750, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 808) recommending that S.B. No. 1176, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1176, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Ige, Espero and Hee, for the Committee on Health, the Committee on Public Safety and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 809) recommending that S.B. No. 905, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 905, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 810) recommending that S.B. No. 979, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 810 and S.B. No. 979, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 811) recommending that S.B. No. 1447, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 811 and S.B. No. 1447, S.D. 2, entitled: “A BILL FOR AN ACT

RELATING TO HOUSING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 812) recommending that S.B. No. 238, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 812 and S.B. No. 238, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 813) recommending that S.B. No. 1042, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 813 and S.B. No. 1042, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 814) recommending that S.B. No. 942 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 S.B. No. 942, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 815) recommending that S.B. No. 1550 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 S.B. No. 1550, entitled: "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 816) recommending that S.B. No. 892 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 816 and S.B. No. 892, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 817) recommending that S.B. No. 1068, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 817 and S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 818) recommending that S.B. No. 1390, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 818 and S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE

BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 819) recommending that S.B. No. 1385, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 819 and S.B. No. 1385, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 820) recommending that S.B. No. 1339, as amended in S.D. 1, 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 S.B. No. 1339, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 821) recommending that S.B. No. 1381, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 821 and S.B. No. 1381, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 822) recommending that S.B. No. 1386, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 822 and S.B. No. 1386, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 823) recommending that S.B. No. 610, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 823 and S.B. No. 610, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 824) recommending that S.B. No. 138, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 824 and S.B. No. 138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 825) recommending that S.B. No. 1094 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 825 and S.B. No. 1094, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 826) recommending that S.B. No. 940, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 826 and S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 827) recommending that S.B. No. 1361, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 827 and S.B. No. 1361, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 828) recommending that S.B. No. 939, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 828 and S.B. No. 939, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 829) recommending that S.B. No. 1030, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 829 and S.B. No. 1030, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 830) recommending that S.B. No. 1090, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 830 and S.B. No. 1090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 831) recommending that S.B. No. 837, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 831 and S.B. No. 837, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2007.

Senators Kokubun and Baker, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 832) recommending that S.B. No. 1877, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 832 and S.B. No. 1877, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 833) recommending that S.B. No. 662, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 833 and S.B. No. 662, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," was deferred until Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 834) recommending that S.B. No. 1236, as amended in S.D. 1, 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 S.B. No. 1236, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 835) recommending that S.B. No. 1705, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 835 and S.B. No. 1705, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 836) recommending that S.B. No. 1853, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 836 and S.B. No. 1853, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 837) recommending that S.B. No. 933, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 837 and S.B. No. 933, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITIONS," was deferred until Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 838) recommending that S.B. No. 546, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 838 and S.B. No. 546, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 839) recommending that S.B. No. 1093, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 839 and S.B. No. 1093, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO OCEAN HEALTH CONSENSUS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 840) recommending that S.B. No. 639, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 840 and S.B. No. 639, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 841) recommending that S.B. No. 718, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 841 and S.B. No. 718, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," was deferred until Tuesday, March 6, 2007.

Senator Nishihara, for the majority of the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 842) recommending that S.B. No. 1823, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Nishihara and Baker, for the Committee on Tourism and Government Operations and the Committee on Ways and Means, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 843) recommending that S.B. No. 1726 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1726, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 844) recommending that S.B. No. 586, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 844 and S.B. No. 586, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 845) recommending that S.B. No. 1312, as amended in S.D. 1, 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 S.B. No. 1312, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 846) recommending that S.B. No. 1313, as amended in S.D. 1, 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 S.B. No. 1313, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 847) recommending that S.B. No. 1689, as amended in S.D. 1, 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 S.B. No. 1689, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 848) recommending that S.B. No. 1372, as amended in S.D. 1, 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 S.B. No. 1372, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 849) recommending that S.B. No. 1948, as amended in S.D. 1, 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 S.B. No. 1948, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 850) recommending that S.B. No. 1370, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1370, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 851) recommending that S.B. No. 1926, as amended in S.D. 1, 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 S.B. No. 1926, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION," passed Second

Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 852) recommending that S.B. No. 249 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 S.B. No. 249, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON FATHERHOOD," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 853) recommending that S.B. No. 1673, as amended in S.D. 1, 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 S.B. No. 1673, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 854) recommending that S.B. No. 1441, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1441, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 855) recommending that S.B. No. 1805, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 855 and S.B. No. 1805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS," was deferred until Tuesday, March 6, 2007.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 856) recommending that S.B. No. 230, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCRAP METAL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 857) recommending that S.B. No. 1803,

as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.B. No. 1803, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 858) recommending that S.B. No. 1400, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 858 and S.B. No. 1400, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE," was deferred until Tuesday, March 6, 2007.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 859) recommending that S.B. No. 1332, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 859 and S.B. No. 1332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO METAL," was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 860) recommending that S.B. No. 170, as amended in S.D. 1, 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 S.B. No. 170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 861) recommending that S.B. No. 920, as amended in S.D. 1, 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 S.B. No. 920, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 862) recommending that S.B. No. 921, as amended in S.D. 1, 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 S.B. No. 921, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 863) recommending that S.B. No. 1006, as amended in S.D. 1, 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 S.B. No. 1006, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 864) recommending that S.B. No. 1008, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 1008, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANNUITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 865) recommending that S.B. No. 1011, as amended in S.D. 1, 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 S.B. No. 1011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE KEY INFORMATION ACCESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 866) recommending that S.B. No. 1410, as amended in S.D. 1, 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 S.B. No. 1410, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 867) recommending that S.B. No. 1423, as amended in S.D. 1, 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 S.B. No. 1423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 868) recommending that S.B. No. 1654, as amended in S.D. 1, 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 S.B. No. 1654, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 869) recommending that S.B. No. 1704, as amended in S.D. 1, 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 S.B. No. 1704, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 870) recommending that S.B. No. 1988, as amended in S.D. 1, 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 S.B. No. 1988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 871) recommending that S.B. No. 1573 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 S.B. No. 1573, entitled: "A BILL FOR AN ACT RELATING TO ARSON," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 872) recommending that S.B. No. 1520 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 S.B. No. 1520, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 873) recommending that S.B. No. 1337 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 S.B. No. 1337, entitled: "A BILL FOR AN ACT RELATING TO CONTEMPT OF COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 874) recommending that S.B. No. 1527 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 S.B. No. 1527, entitled: "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 875) recommending that S.B. No. 957 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 S.B. No. 957, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 876) recommending that S.B. No. 1392, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 876 and S.B. No. 1392, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 877) recommending that S.B. No. 1422, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 877 and S.B. No. 1422, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 878) recommending that S.B. No. 228, as amended in S.D. 1, 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 S.B. No. 228, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 879) recommending that S.B. No. 702, as amended in S.D. 1, 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 majority of the Committee was adopted and S.B. No. 702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 880) recommending that S.B. No. 676, as amended in S.D. 1, 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 S.B. No. 676, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 881) recommending that S.B. No. 1343, as amended in S.D. 1, 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 S.B. No. 1343, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 882) recommending that S.B. No. 1113, as amended in S.D. 1, 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 S.B. No. 1113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MISSING PERSONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 883) recommending that S.B. No. 1961, as amended in S.D. 1, 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 S.B. No. 1961, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 884) recommending that S.B. No. 56, as amended in S.D. 1, 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 S.B. No. 56, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURY SERVICE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 885) recommending that S.B. No. 1635, as amended in S.D. 1, 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 S.B. No. 1635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAND JURIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 886) recommending that S.B. No. 961, as amended in S.D. 1, 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 S.B. No.

961, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 887) recommending that S.B. No. 1334, as amended in S.D. 1, 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 S.B. No. 1334, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 888) recommending that S.B. No. 784, as amended in S.D. 1, 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 S.B. No. 784, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 889) recommending that S.B. No. 1642, as amended in S.D. 1, 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 S.B. No. 1642, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 890) recommending that S.B. No. 1662, as amended in S.D. 1, 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 S.B. No. 1662, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 891) recommending that S.B. No. 1060, as amended in S.D. 1, 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 S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 6, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 641 (Gov. Msg. No. 271):

By unanimous consent, action on Stand. Com. Rep. No. 641 and Gov. Msg. No. 271 was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 647 (Gov. Msg. No. 301):

By unanimous consent, action on Stand. Com. Rep. No. 647 and Gov. Msg. No. 301 was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 648 (Gov. Msg. No. 392, 393 and 394):

By unanimous consent, action on Stand. Com. Rep. No. 648 and Gov. Msg. No. 392, 393 and 394 was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 649 (Gov. Msg. No. 302 and 303):

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 649) recommending that the Senate advise and consent to the nominations to the Civil Rights Commission of the following:

CORAL WONG PIETSCH, in accordance with Gov. Msg. No. 302; and

LISA ANN S. L. WONG, in accordance with Gov. Msg. No. 303.

Senator Ige moved that Stand. Com. Rep. No. 649 and Gov. Msg. Nos. 302 and 303 be recommitted to the Committee on Intergovernmental and Military Affairs, seconded by Senator Whalen.

Senator Hooser noted:

"Madam President, Stand. Com. Rep. No. 649 recommends that the Senate advise and consent to the Governor's nominees to the Civil Rights Commission, which was referred to and considered by your Committee on Intergovernmental and Military Affairs. However, according to the Senate Rules, the issue of civil rights is under the purview of the Committee on Judiciary and Labor.

"I urge my colleagues to support this motion to recommit so that Gov. Msg. Nos. 302 and 303 can be re-referred to the appropriate committee."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 649 and Gov. Msg. Nos. 302 and 303 were recommitted to the Committee on Intergovernmental and Military Affairs.

THIRD READING

S.B. No. 1028:

By unanimous consent, action on S.B. No. 1028, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," was deferred until Tuesday, March 6, 2007.

S.B. No. 646:

By unanimous consent, action on S.B. No. 646, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION," was deferred until Tuesday, March 6, 2007.

S.B. No. 1311:

By unanimous consent, action on S.B. No. 1311, entitled: "A BILL FOR AN ACT RELATING TO SALARY PAYMENTS," was deferred until Tuesday, March 6, 2007.

S.B. No. 1523:

By unanimous consent, action on S.B. No. 1523, entitled: "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS," was deferred until Tuesday, March 6, 2007.

S.B. No. 1711:

By unanimous consent, action on S.B. No. 1711, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 650 (S.B. No. 678, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 650 and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, March 6, 2007.

S.B. No. 260:

By unanimous consent, action on S.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," was deferred until Tuesday, March 6, 2007.

S.B. No. 966:

By unanimous consent, action on S.B. No. 966, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 662 (S.B. No. 823, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 662 and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 663 (S.B. No. 1253):

By unanimous consent, action on Stand. Com. Rep. No. 663 and S.B. No. 1253, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 697 (S.B. No. 49, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 697 and S.B. No. 49, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 698 (S.B. No. 53):

By unanimous consent, action on Stand. Com. Rep. No. 698 and S.B. No. 53, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 699 (S.B. No. 1674, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 699 and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 6, 2007.

S.B. No. 923:

By unanimous consent, action on S.B. No. 923, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 6, 2007.

S.B. No. 1017:

By unanimous consent, action on S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 702 (S.B. No. 1249, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 702 and S.B. No. 1249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 703 (S.B. No. 1364, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 703 and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 704 (S.B. No. 1962, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 704 and S.B. No. 1962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 705 (S.B. No. 600):

By unanimous consent, action on Stand. Com. Rep. No. 705 and S.B. No. 600, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 706 (S.B. No. 898, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 706 and S.B. No. 898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 707 (S.B. No. 1497, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 707 and S.B. No. 1497, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 708 (S.B. No. 1092):

By unanimous consent, action on Stand. Com. Rep. No. 708 and S.B. No. 1092, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 709 (S.B. No. 50, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 709 and S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIDS RESEARCH," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 710 (S.B. No. 1919, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 710 and S.B. No. 1919, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 711 (S.B. No. 704):

By unanimous consent, action on Stand. Com. Rep. No. 711 and S.B. No. 704, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 712 (S.B. No. 1454):

By unanimous consent, action on Stand. Com. Rep. No. 712 and S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," was deferred until Tuesday, March 6, 2007.

Stand. Com. Rep. No. 713 (S.B. No. 1281):

By unanimous consent, action on Stand. Com. Rep. No. 713 and S.B. No. 1281, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," was deferred until Tuesday, March 6, 2007.

RE-REFERRAL OF GOVERNOR'S MESSAGES

The Chair re-referred the following governor's messages that were received:

Governor's Message	Referred to:
No. 302	Committee on Judiciary and Labor
No. 303	Committee on Judiciary and Labor

Senator Hee, Chair of the Committee on Judiciary and Labor, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 675.

Senator Fukunaga noted:

"Madam President, your Committee on Judiciary did hold a hearing on S.B. No. 675 and deferred the matter. We did want to make sure that the Committee was able to undertake decision making on this measure before the decking deadline."

The Chair then granted the waiver.

STANDING COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Senate authorized the Clerk to receive standing committee reports recommending that Senate bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 12:00 o'clock noon,

the Senate took the following actions on the following Senate bills and standing committee reports:

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 892) recommending that S.B. No. 1408, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 892 and S.B. No. 1408, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 893) recommending that S.B. No. 990, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 893 and S.B. No. 990, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 894) recommending that S.B. No. 1103, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 894 and S.B. No. 1103, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 895) recommending that S.B. No. 686, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 895 and S.B. No. 686, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 896) recommending that S.B. No. 96, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 896 and S.B. No. 96, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 897) recommending that S.B. No. 1136, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 897 and S.B. No. 1136, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 898) recommending that S.B. No. 885, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 898 and S.B. No. 885, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 899) recommending that S.B. No. 1614, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 899 and S.B. No. 1614, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 900) recommending that S.B. No. 1820, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 900 and S.B. No. 1820, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 901) recommending that S.B. No. 1143, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 901 and S.B. No. 1143, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 902) recommending that S.B. No. 1154, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 902 and S.B. No. 1154, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 903) recommending that S.B. No. 664, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 903 and S.B. No. 664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 904) recommending that S.B. No. 1718 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 904 and S.B. No. 1718, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 905) recommending that S.B. No. 871, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 905 and S.B. No. 871, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 906) recommending

that S.B. No. 1026, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 906 and S.B. No. 1026, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was deferred until Tuesday, March 6, 2007.

Senators Kokubun and Inouye, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 907) recommending that S.B. No. 642, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 907 and S.B. No. 642, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 908) recommending that S.B. No. 993, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 908 and S.B. No. 993, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," was deferred until Tuesday, March 6, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 909) recommending that S.B. No. 1943, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 909 and S.B. No. 1943, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 910) recommending that S.B. No. 1427, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 910 and S.B. No. 1427, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 911) recommending that S.B. No. 769 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 911 and S.B. No. 769, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 912) recommending that S.B. No. 1448 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 912 and S.B. No. 1448, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 913)

recommending that S.B. No. 1442, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 913 and S.B. No. 1442, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 914) recommending that S.B. No. 1115, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 914 and S.B. No. 1115, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 915) recommending that S.B. No. 970, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 915 and S.B. No. 970, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 916) recommending that S.B. No. 69, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 916 and S.B. No. 69, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 917) recommending that S.B. No. 1629, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 917 and S.B. No. 1629, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 918) recommending that S.B. No. 1804, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 918 and S.B. No. 1804, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 919) recommending that S.B. No. 820, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 919 and S.B. No. 820, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 920) recommending that S.B. No. 1585, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 920 and S.B. No. 1585, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC SITES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 921) recommending that S.B. No. 1838, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 921 and S.B. No. 1838, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 922) recommending that S.B. No. 1307, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 922 and S.B. No. 1307, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 923) recommending that S.B. No. 1756, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 923 and S.B. No. 1756, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 924) recommending that S.B. No. 1925, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 924 and S.B. No. 1925, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 925) recommending that S.B. No. 1946, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 925 and S.B. No. 1946, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 926) recommending that S.B. No. 1380 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 926 and S.B. No. 1380, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 927) recommending that S.B. No. 891 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 927 and S.B. No. 891, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 928) recommending that S.B. No. 1384, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 928 and S.B. No. 1384, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 929) recommending that S.B. No. 1382, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 929 and S.B. No. 1382, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 930) recommending that S.B. No. 1387, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 930 and S.B. No. 1387, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 931) recommending that S.B. No. 1383, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 931 and S.B. No. 1383, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 932) recommending that S.B. No. 1928, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 932 and S.B. No. 1928, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 933) recommending that S.B. No. 1106, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 933 and S.B. No. 1106, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 934) recommending

that S.B. No. 156, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 934 and S.B. No. 156, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 935) recommending that S.B. No. 1424 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 935 and S.B. No. 1424, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 936) recommending that S.B. No. 323, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 936 and S.B. No. 323, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 937) recommending that S.B. No. 867, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 937 and S.B. No. 867, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 938) recommending that S.B. No. 1203 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 938 and S.B. No. 1203, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 939) recommending that S.B. No. 1170, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 939 and S.B. No. 1170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 940) recommending that S.B. No. 1728, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 940 and S.B. No. 1728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TWO-YEAR HEPATITIS C DEMONSTRATION PROJECT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 941) recommending that S.B. No. 1174, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 941 and S.B. No. 1174, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO INCARCERATED PARENTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 942) recommending that S.B. No. 331, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 942 and S.B. No. 331, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 943) recommending that S.B. No. 94, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 943 and S.B. No. 94, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 944) recommending that S.B. No. 1156, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 944 and S.B. No. 1156, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 945) recommending that S.B. No. 1163, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 945 and S.B. No. 1163, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 946) recommending that S.B. No. 1678, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 946 and S.B. No. 1678, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL REIMBURSEMENT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 947) recommending that S.B. No. 917, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 947 and S.B. No. 917, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 948) recommending that S.B. No. 1489, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 948 and S.B. No. 1489, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," was deferred until Tuesday, March 6, 2007.

Senators Espero and Baker, for the Committee on Public Safety and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 949) recommending that S.B. No. 959, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 949 and S.B. No. 959, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 950) recommending that S.B. No. 1048, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 950 and S.B. No. 1048, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 951) recommending that S.B. No. 1515, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 951 and S.B. No. 1515, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 952) recommending that S.B. No. 1052, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 952 and S.B. No. 1052, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 953) recommending that S.B. No. 188, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 953 and S.B. No. 188, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 954) recommending that S.B. No. 713, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 954 and S.B. No. 713, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," was deferred until Tuesday, March 6, 2007.

Senators Taniguchi and Baker, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 955) recommending that S.B. No. 816, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 955 and S.B. No. 816, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST

CONTAINMENT AND AFFORDABLE ACCESS,” was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 956) recommending that S.B. No. 12, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 956 and S.B. No. 12, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION,” was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 957) recommending that S.B. No. 667, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 957 and S.B. No. 667, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS,” was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 958) recommending that S.B. No. 1004, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 958 and S.B. No. 1004, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 959) recommending that S.B. No. 1350, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 959 and S.B. No. 1350, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” was deferred until Tuesday, March 6, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 960) recommending that S.B. No. 1425, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 960 and S.B. No. 1425, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 961) recommending that S.B. No. 709, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 961 and S.B. No. 709, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 962) recommending that S.B. No. 897, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 962 and S.B. No. 897, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 963) recommending that S.B. No. 1131, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 963 and S.B. No. 1131, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 964) recommending that S.B. No. 613, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 964 and S.B. No. 613, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 965) recommending that S.B. No. 691, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 965 and S.B. No. 691, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 966) recommending that S.B. No. 1177, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 966 and S.B. No. 1177, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 967) recommending that S.B. No. 1779 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 967 and S.B. No. 1779, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 968) recommending that S.B. No. 1802 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 968 and S.B. No. 1802, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 969) recommending that S.B. No. 675 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 969 and S.B. No. 675, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII,

SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 970) recommending that S.B. No. 1346 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 970 and S.B. No. 1346, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 971) recommending that S.B. No. 1053, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 971 and S.B. No. 1053, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 972) recommending that S.B. No. 1279, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 972 and S.B. No. 1279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 973) recommending that S.B. No. 663, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 973 and S.B. No. 663, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 974) recommending that S.B. No. 470, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 974 and S.B. No. 470, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 975) recommending that S.B. No. 1398, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 975 and S.B. No. 1398, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 976) recommending that S.B. No. 1414, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 976 and S.B. No. 1414, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 977) recommending that S.B. No. 813, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 977 and S.B. No. 813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 978) recommending that S.B. No. 17, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 978 and S.B. No. 17, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 979) recommending that S.B. No. 1603, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 979 and S.B. No. 1603, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 980) recommending that S.B. No. 1388, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 980 and S.B. No. 1388, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 981) recommending that S.B. No. 1389, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 981 and S.B. No. 1389, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 982) recommending that S.B. No. 1391, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 982 and S.B. No. 1391, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 983) recommending that S.B. No. 1342, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 983 and S.B. No. 1342, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 984) recommending that S.B. No. 1933, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 984 and S.B. No. 1933, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 985) recommending that S.B. No. 1676, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 985 and S.B. No. 1676, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 986) recommending that S.B. No. 1456, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 986 and S.B. No. 1456, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 987) recommending that S.B. No. 1459, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 987 and S.B. No. 1459, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 988) recommending that S.B. No. 1260, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 988 and S.B. No. 1260, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 989) recommending that S.B. No. 1182, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 989 and S.B. No. 1182, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 990) recommending that S.B. No. 1918, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 990 and S.B. No. 1918, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH

CARE PROGRAM," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 991) recommending that S.B. No. 1431, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 991 and S.B. No. 1431, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 992) recommending that S.B. No. 1500, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 992 and S.B. No. 1500, S.D. 3, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 993) recommending that S.B. No. 932, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 993 and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 994) recommending that S.B. No. 1191, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 994 and S.B. No. 1191, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 995) recommending that S.B. No. 1677, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 995 and S.B. No. 1677, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 996) recommending that S.B. No. 890, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 996 and S.B. No. 890, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 997) recommending that S.B. No. 1923, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 997 and S.B. No. 1923, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 998) recommending that S.B. No. 1924, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 998 and S.B. No. 1924, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 999) recommending that S.B. No. 1644, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 999 and S.B. No. 1644, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1000) recommending that S.B. No. 162, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1000 and S.B. No. 162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1001) recommending that S.B. No. 1458, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1001 and S.B. No. 1458, S.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 until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1002) recommending that S.B. No. 1284, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1002 and S.B. No. 1284, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1003) recommending that S.B. No. 1528 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1003 and S.B. No. 1528, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1004) recommending that S.B. No. 946, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1004 and S.B. No. 946, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1005) recommending that S.B. No. 1161, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1005 and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1006) recommending that S.B. No. 1636, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1006 and S.B. No. 1636, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1007) recommending that S.B. No. 1891, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1007 and S.B. No. 1891, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1008) recommending that S.B. No. 1932, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1008 and S.B. No. 1932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1009) recommending that S.B. No. 707, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1009 and S.B. No. 707, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1010) recommending that S.B. No. 1365, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1010 and S.B. No. 1365, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1011) recommending that S.B. No. 644, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1011 and S.B. No. 644, S.D. 3, entitled: "A BILL FOR AN ACT

RELATING TO ENERGY RESOURCES,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1012) recommending that S.B. No. 257, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1012 and S.B. No. 257, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,” was deferred until Tuesday, March 6, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1013) recommending that S.B. No. 424, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1013 and S.B. No. 424, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1014) recommending that S.B. No. 798, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1014 and S.B. No. 798, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO DISASTER RELIEF,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1015) recommending that S.B. No. 1285, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1015 and S.B. No. 1285, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1016) recommending that S.B. No. 1229, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1016 and S.B. No. 1229, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCRAP DEALERS,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1017) recommending that S.B. No. 696, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1017 and S.B. No. 696, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1018) recommending that S.B. No. 988, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1018 and S.B. No. 988, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC ENERGY,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1019) recommending that S.B. No. 1792, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1019 and S.B. No. 1792, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1020) recommending that S.B. No. 1101, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1020 and S.B. No. 1101, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1021) recommending that S.B. No. 781, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1021 and S.B. No. 781, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1022) recommending that S.B. No. 1158, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1022 and S.B. No. 1158, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FAMILY COURT,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1023) recommending that S.B. No. 1529, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1023 and S.B. No. 1529, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS,” was deferred until Tuesday, March 6, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1024) recommending that S.B. No. 1780, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1024 and S.B. No. 1780, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1025) recommending that S.B. No. 1612, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1025 and S.B. No. 1612, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS,” was deferred until Tuesday, March 6, 2007.

Senators Hee and Baker, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1026) recommending that S.B. No. 1184, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1026 and S.B. No. 1184, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTION," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1027) recommending that S.B. No. 796, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1027 and S.B. No. 796, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1028) recommending that S.B. No. 1276, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1028 and S.B. No. 1276, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Tuesday, March 6, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1029) recommending that S.B. No. 1438, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1029 and S.B. No. 1438, S.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," was deferred until Tuesday, March 6, 2007.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Tuesday, March 6, 2007.

TWENTY-SIXTH DAY

Tuesday, March 6, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 10:26 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Alan Urasaki, Chaplain, Pacific Buddhist Academy, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 500 to 503) were read by the Clerk and were placed on file:

Gov. Msg. No. 500, dated January 19, 2007, transmitting the Incentive and Innovation Grant Trust Fund Report, prepared by the Department of Education pursuant to 302A-301, HRS.

Gov. Msg. No. 501, informing the Senate that on March 5, 2007, she signed into law House Bill No. 1073 as Act 2, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 502, letter dated February 28, 2007, notifying the Senate that the decision of the arbitration panel for Bargaining Unit 11, represented by Hawaii Firefighters Association, was received on February 8, 2007, and pursuant to Section 89-11, HRS, transmitting for the Senate's consideration, a proposed Senate draft amending S.B. No. 1390 in its entirety to fund the settlement.

Gov. Msg. No. 503, letter dated March 2, 2007, transmitting proposed changes to the Executive Supplemental Budget for FY 2007 for various budget items for the Department of the Attorney General, the Department of Business, Economic Development and Tourism, the Department of Defense, the Department of Hawaiian Home Lands, Department of Land and Natural Resources, and the University of Hawaii at Manoa.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 72 to 92) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 72, transmitting H.B. No. 345, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 345, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed First Reading by title and was deferred.

Hse. Com. No. 73, transmitting H.B. No. 613, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 613, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed First Reading by title and was deferred.

Hse. Com. No. 74, transmitting H.B. No. 660, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 660, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE CIRCUIT COURTS," passed First Reading by title and was deferred.

Hse. Com. No. 75, transmitting H.B. No. 1034, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1034, entitled: "A BILL FOR AN ACT RELATING TO TAXES," passed First Reading by title and was deferred.

Hse. Com. No. 76, transmitting H.B. No. 1103, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1103, entitled: "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION," passed First Reading by title and was deferred.

Hse. Com. No. 77, transmitting H.B. No. 1153, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1153, entitled: "A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES," passed First Reading by title and was deferred.

Hse. Com. No. 78, transmitting H.B. No. 1157, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1157, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS," passed First Reading by title and was deferred.

Hse. Com. No. 79, transmitting H.B. No. 1158, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1158, entitled: "A BILL FOR AN ACT RELATING TO ARSON," passed First Reading by title and was deferred.

Hse. Com. No. 80, transmitting H.B. No. 1264, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1264, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was deferred.

Hse. Com. No. 81, transmitting H.B. No. 1336, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1336, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERLY," passed First Reading by title and was deferred.

Hse. Com. No. 82, transmitting H.B. No. 1358, H.D. 1, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1358, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," passed First Reading by title and was deferred.

Hse. Com. No. 83, transmitting H.B. No. 1563, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1563, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 84, transmitting H.B. No. 1564, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1564, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 85, transmitting H.B. No. 1566, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1566, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 86, transmitting H.B. No. 1567, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1567, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed First Reading by title and was deferred.

Hse. Com. No. 87, transmitting H.B. No. 1568, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1568, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 88, transmitting H.B. No. 1569, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1569, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 89, transmitting H.B. No. 1570, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1570, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 90, transmitting H.B. No. 1572, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1572, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was deferred.

Hse. Com. No. 91, transmitting H.B. No. 1573, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1573, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed First Reading by title and was deferred.

Hse. Com. No. 92, transmitting H.B. No. 1612, which passed Third Reading in the House of Representatives on March 2, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1612, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," passed First Reading by title and was deferred.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTERS DEFERRED FROM FRIDAY, MARCH 2, 2007

Stand. Com. Rep. No. 641 (Gov. Msg. No. 271):

Senator Inouye moved that Stand. Com. Rep. No. 641 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of MAJOR GENERAL ROBERT G. F. LEE as Adjutant General and Director of Civil Defense, term to expire December 6, 2010, seconded by Senator Tsutsui.

Senator Inouye rose to speak in support of the nominee and said:

“Madam President, I rise to speak in support of Gov. Msg. No. 271, Major General Robert G.F. Lee, for consideration and confirmation as Adjutant General and Director of Civil Defense.

“Major General Lee received his commission through the ROTC at the University of Hawaii, where he also received his BS in Mechanical Engineering and an MBA.

“In March 2003, General Lee was promoted to major general, the highest rank attainable in the Hawaii National Guard. As major general, he plays a vital role in homeland security and responding to natural disasters in Hawaii. Major General Lee now serves as the Homeland Security Advisor to the Governor, Director of the State Civil Defense, and Adjutant General for the State of Hawaii Department of Defense in charge of the Army and Air National Guard.

“During his hearing before the IGM Committee last week, Major General Lee received considerable testimony in support of his nomination. He was described as ‘an inspirational leader with great vision and compassion.’ Another wrote, ‘His command of the Hawaii National Guard has been extraordinary.’

“I am convinced that General Lee is the most qualified and suitable person to continue serving as Adjutant General and Director of Civil Defense. I urge my colleagues to join me in voting to advise and consent to his nomination.

“Thank you, Madam President.”

Senator Gabbard rose in support of the nomination as follows:

“Madam President, I rise in strong support of the reconfirmation of Major General Robert Lee.

“General Lee has shown great leadership during the last four years in overseeing the deployment and safe return of Hawaii’s National Guard troops in Iraq and Afghanistan and in responding to natural disasters in our State.

“I’ve got a very personal reason to support General Lee in that he helped bring my daughter, the former Representative Tulsi Gabbard Tamayo, and her comrades in the 29th Brigade home safely.

“Thank you, Madam President.”

Senator Hemmings rose to speak in favor of the nomination and stated:

“Madam President, I rise to speak in favor of the nominee.

“Before I do so, I want to acknowledge the Chairman of the Intergovernmental and Military Affairs Committee for conducting an expeditious hearing on this nominee and also for making decisions based on ability and performance and not on extraneous information or hearsay. I would like to also remember, for the purposes of this nominee, that this department was once in the backwaters of state government, but now with the homeland security being such a big issue and in the wake of the recent earthquake, we realize the importance of the civil defense and this position.

“In addressing the qualifications of General Lee, I’d like the record to reflect that this is a man who is most qualified and an honorable man, and I think we’re served well by advise and consent today in confirming his re-nomination.

“Thank you, Madam President.”

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

Ayes, 25. Noes, none.

At this time, Senator Inouye introduced Major General Lee and his family to the members of the Senate.

Stand. Com. Rep. No. 647 (Gov. Msg. No. 301):

Senator Inouye moved that Stand. Com. Rep. No. 647 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of GERALD L. COFFEE to the Civil Defense Advisory Council, term to expire June 30, 2011, seconded by Senator Tsutsui.

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

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

Stand. Com. Rep. No. 648 (Gov. Msg. Nos. 392, 393 and 394):

Senator Inouye moved that Stand. Com. Rep. No. 648 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans’ Services of the following:

CYNTHIA L. STINE, term to expire June 30, 2011 (Gov. Msg. No. 392);

WILLIAM T. HONJIYO, term to expire June 30, 2011 (Gov. Msg. No. 393); and

GILBERT N. HOUGH, term to expire June 30, 2009 (Gov. Msg. No. 394),

seconded by Senator Tsutsui.

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

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

At 10:36 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:11 o’clock a.m.

THIRD READING

MATTER DEFERRED FROM THURSDAY, MARCH 1, 2007

S.B. No. 1702, S.D. 1:

Senator Menor moved that S.B. No. 1702, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Menor then offered the following amendment (Floor Amendment No. 1) to S.B. No. 1702, S.D. 1:

SECTION 1. Senate Bill No. 1702, S.D. 1, is amended by amending Section 1 to read as follows:

“SECTION 1. Section 342G-113, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

- “(b) Subsection (a) shall not apply to any dealer:
- ~~[(1) Who is located in a high density population area as defined by the director in rules, and within two miles of a certified redemption center that is operated independently of a dealer;~~
- ~~[(2) Who is located in a rural area as defined by rule;~~
- ~~[(3) (1) Who subcontracts with a certified redemption center to be operated on the dealer’s premises[?] or within one thousand feet of the premises; except that dealers who are located within the same shopping center may share a coordinated redemption center on the premises of the shopping center that is not located on either dealer’s premises or within one thousand feet of either dealer; provided that the coordinated redemption center is located within the premises of the shopping center.~~
- ~~[(4) (2) Whose sales of deposit beverage containers are only via vending machines;~~
- ~~[(5) (3) Whose place of business is less than [five] ten thousand square feet of interior space;~~
- ~~[(6) (4) Who can demonstrate physical or financial hardship, or both, based on specific criteria established by rule; or~~
- ~~[(7) (5) Who meets other criteria established by the director.~~

~~[Notwithstanding paragraphs (1) and (2), the] The director may allow the placement of redemption centers at greater than prescribed distances to accommodate geographical features while ensuring adequate consumer convenience.”~~

SECTION 2. Senate Bill No. 1702, S.D. 1, is amended by amending page 3, line 19 to page 4, line 2, to read as follows:

- “(5) Remain open at least thirty-five hours per week, of which not less than five hours shall be on a Saturday or Sunday; provided that the center is located in a high density population area as defined by the director in rules; and”

SECTION 3. Section 2 of Senate Bill No. 1702, S.D. 1, is amended by deleting the quote at the end of subsection (g) and adding a new subsection (h) to section 342G-114, Hawaii Revised Statutes, to read as follows:

“(h) The department shall encourage the facilitation of agreements between shopping center managers or owners, store owners, and dealers to establish redemption centers.”

SECTION 4. Senate Bill No. 1702, S.D. 1, is amended by amending Section 6 to read as follows:

“SECTION 6. This Act shall take effect on July 1, 2020.”

Senator Menor moved that Floor Amendment No. 1 be adopted, seconded by Senator Hooser.

Senator Menor rose in support of the floor amendment as follows:

“Madam President, I would respectfully ask my colleagues to vote in favor of this floor amendment because it would improve an important pro-environment bill.

“There are four key provisions in this floor amendment. The first provision would give retailers that do not wish to set up

redemption areas in their stores the option to subcontract with the recycling company or other entity to operate a redemption center on the premises of the shopping center in which the retailers are located even if the redemption center is located more than 1,000 feet from the retailer’s premises. I’d like to note that this kind of arrangement has been working quite well in the community of Mililani, which I represent, where a certified redemption facility has been operating in the parking lot of the Mililani Town Center and providing redemption services to customers who have been very satisfied that they’ve been able to redeem near where they shop.

“The second key provision would exempt retailers whose place of business is less than 10,000 square feet of interior space. This would address the concerns of several of my colleagues about exempting the smaller ‘mom and pop stores which means that the redemption requirements would apply only to ‘big box’ retailers and the big food chains.

“The third key provision would require the Department of Health to encourage the facilitation of agreements between shopping center managers or owners, store owners, and dealers to establish redemption centers. This provision would further assist retailers that conduct business in a shopping center and who want to consolidate their redemption functions by setting up a redemption facility in the parking lot of a shopping center or in an accessible area in a shopping mall. We’ve also inserted a delayed effective date to encourage further discussion.

“Madam President, these amendments together with the other provisions of S.B. No. 1702, S.D. 1, would bring our bottle law into line with the laws of other states. It should be emphasized that most of the other states that have bottle laws require retailers to participate in the redemption process and they’ve been able to achieve redemption rates that are higher than what we’ve been able to achieve here in Hawaii. In my mind, if the retailers on the mainland can participate in redemption, I believe that many of the retailers in Hawaii should be able to do the same. There’s no justifiable reason why large retailers in Hawaii should be given preferential treatment and exempted from participating in a program that’s designed to encourage the recycling of beverage containers that they put in the hands of consumers.

“I’d also like to point out that if retailers are unable, for whatever reason, to participate in redemption, the current law allows a retailer to obtain an exemption from the Department of Health if they can demonstrate physical or financial hardship, or both, based on criteria established by the Department of Health.

“I’d also like to point out that the administration supports a measure to require retailers to accept redemptions. In fact, last Session and this Session they introduced legislation that would accomplish that objective.

“Finally, Madam President, although our deposit beverage container law has generally been working, it can and should be improved. According to the Sierra Club, at least one quarter of a billion beverage containers in Hawaii are not being recycled annually and are winding up in the waste stream. Clearly, more needs to be done to encourage and to increase recycling efforts in Hawaii. In that regard, this floor amendment, along with the other provisions of S.B. No. 1702, S.D. 1, would go a long way to achieving this objective.

“Accordingly, I respectfully ask my colleagues to support this floor amendment so it can be positioned for a final vote on Thursday. Thank you.”

Senator Slom rose to speak against the floor amendment and stated:

“Madam President, I rise in opposition to the amendment.

“While I applaud the good Senator’s efforts to mitigate the problems caused for the smallest of businesses, this still is a problem that causes problems for businesses in our state and adds additional costs which eventually are passed on to all consumers. This bill and this law have been flawed from the very beginning. The arguments, of course, were that we’re going to take massive amounts of bottles and cans out of the waste stream, out of the areas particularly in your district, Madam President. We have no evidence to indicate that in fact there has been a sizable reduction in the amount of bottles and cans going into the landfill.

“What we do have is a tax which has taken a great deal of money from individuals. We see that the subsidies have been paid to recyclers, and recyclers turned around then and cheated little boys and little girls from the actual count of cans and bottles that they returned, opting instead to weigh the amounts and provide a far lesser amount.

“We also see that the State has been the real winner in all of this, sitting on approximately still yet \$24 to \$25 million in moneys from this tax program. While the good Senator talks about other states, independent research will tell you that there is no other state, no other state in the Union, that has a recycling program like ours where the state actually benefits in a financial way and which the desired results are not quantifiable.

“So, I think that while this may have been an effort of good faith and an effort in good direction, if you have to force people to do things, then there’s something wrong with the law, there’s something wrong with the policy, and that’s what’s wrong with this amendment.

“Thank you, Madam President.”

The motion to adopt Floor Amendment No. 1 was put by the Chair and carried.

By unanimous consent, S.B. No. 1702, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

THIRD READING

S.B. No. 1689, S.D. 1:

Senator Baker moved that S.B. No. 1689, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble then offered the following amendment (Floor Amendment No. 2) to S.B. No. 1689, S.D. 1:

SECTION 1. Senate Bill 1689, Senate Draft 1, section 1 is amended as follows:

1. By amending the definition of “state award” to read:

““State award”:

- (1) Means state financial assistance and expenditures that:
 - (A) Include grants, subgrants, loans, awards, cooperative agreements, and other forms of financial assistance;
 - (B) Include contracts, subcontracts, purchase orders, task orders, and delivery orders;
 - (C) Include tax credits allowed by sections 235-110.51, 235-110.9, and 235-110.91;

- (2) Does not include individual transactions below \$25,000; and
- (3) Before October 1, 2009, does not include credit card transactions.”

Senator Trimble moved that Floor Amendment No. 2 be adopted, seconded by Senator Slom.

Senator Trimble rose in support of the floor amendment and said:

“Madam President, I wish to thank the good Senator from Kaimuki for offering S.B. No. 1689. I think it’s long overdue and well deserved. The people have a right to know and have convenient access to where their money is going, where the state is spending its money. This bill provides that information.

“The amendment offered is merely that of a clarification and amplification that the information to be disclosed to the public also was intended to include that of tax forgiveness or tax credits under things like Act 221 and 225. Essentially what we are saying is there is no difference between the state spending money and the state giving tax forgiveness in the form of tax credits.

“I wish to further encourage my colleagues to vote for this measure by assuring them that my risings will be very judicious should this measure pass. Thank you.” (Laughter.)

The motion to adopt Floor Amendment No. 2 was put by the Chair and failed to carry.

The motion to pass S.B. No. 1689, S.D. 1, on Third Reading was then put by the Chair and carried, S.B. No. 1689, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE FUNDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 896 (S.B. No. 96, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 896 be adopted and S.B. No. 96, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hee then offered the following amendment (Floor Amendment No. 3) to S.B. No. 96, S.D. 2:

SECTION 1. To add a new section to SB No. 96, S.D. 2 to read as follows:

“SECTION 1. Chapter 302A, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§302A- Employees of the department and teacher trainees in any public school; reasonable suspicion testing; employee assistance. (a) The department, including the Hawaii state public library system, shall develop procedures for reasonable suspicion testing to obtain verifiable information regarding use of controlled substances under chapter 329, by persons who are employed in any position, including teacher trainees, that places them in close proximity to children. These procedures shall comply with chapter 329B.

Information obtained pursuant to this subsection shall be used exclusively by the employer for the purpose of determining whether a person is suitable for working in close proximity to children.

An employee who refuses to submit to drug testing under this subsection shall be placed on mandatory administrative leave of thirty days.

(b) If the test results under subsection (a) are positive, the employer may impose the following sanctions:

- (1) Refuse to issue a teaching or other educational certificate;
- (2) Revoke the teaching or other educational certificate;
- (3) Refuse to allow or continue to allow participation in teacher training;
- (4) Terminate the employment of any employee or deny employment to an applicant; or
- (5) Impose other administrative sanctions, including but not limited to, administrative leave.

if the employer finds by reason of the nature and circumstances of the use of controlled substances that the person poses a risk to the health, safety, or well-being of children, or otherwise negatively influences children by setting a detrimental example. Sanctions under this subsection may occur only after appropriate investigation and notification to the employee of the results and planned action, and after the employee is given an opportunity to meet and rebut the finding. Nothing in this subsection shall abrogate any applicable appeal rights under chapter 76 or 89, or administrative rule of the department.

(c) In addition to the sanctions under subsection (b), the department, by adoption of rules pursuant to chapter 91, shall provide for substance abuse assessment, treatment, and counseling, and referral to the employee assistance program under subsection (e) if suitable, if the department determines to retain the employee; provided that evidence of clinical discharge from substance abuse treatment or substance abuse counseling shall be a prerequisite to continued employment.

(d) Notwithstanding any other law to the contrary, for purposes of this section, the department need not conduct investigations, notifications, or hearings under this section in accordance with chapter 91.

(e) This section shall not apply to volunteers or other non-remunerated personnel providing support services at individual schools or any employee subject to a substance abuse testing policy under a valid collective bargaining agreement.”

Section 2. Sections 1 to 6 are renumbered as Sections 2-7, respectively.

Senator Hee moved that Floor Amendment No. 3 be adopted, seconded by Senator Kokubun.

Senator Hee rose in favor of the floor amendment as follows:

“Madam President, it’s no secret today that drugs are pervasive and have reached everywhere in society, not the least of which is in the Department of Education. Recently, at least in the recent past, four teachers have either been accused or have pled guilty to having an involvement with drugs.

“The HSTA has come under strict scrutiny by the public, and in fact, in recent media reports, they have been very critical of the teachers union for being truculent as opposed to being proactive when it comes to drug testing by teachers. As a result of the criticism, on Wednesday, February 28, 2007, Roger Takabayashi, the President of the Hawaii State Teachers Association, in a letter to the Editor, entitled: ‘HSTA for Test when Drug Use is Suspected,’ said in part, ‘For the record, HSTA has long been a strong supporter of drug-free schools. We believe no employee should come to school under the influence of drugs or alcohol. . . . Our proposal would drug test teachers when a supervisor has reasonable suspicion a teacher may be under the influence of drugs and provide rehabilitation for offenders – and there are harsh penalties for teachers who fail to cooperate.’

“The Honolulu Advertiser said recently, ‘Drug abuse within the school environment can’t be tolerated. That much is clear. . . . Whenever there’s a disturbing development – such as the latest report of a public school teacher arrested for a drug

offense – public pressure mounts for a crackdown to prevent this from happening again. And who could be surprised by that reaction? Protecting our children must be our top priority. Public employees working with children have a responsibility to serve as role models; drug use runs counter to that role. Drug use also diminishes employees’ ability to perform their duties. . . . To postpone adopting a new strategy any longer would be intolerable. If those entrusted with the schooling of our children won’t address the matter themselves, the public will be forced to address it for them as a last resort.’

“Members and colleagues, Senate floor amendment no. 3 does just that. In keeping with the comments of the President of HSTA, this amendment does not call for random drug testing, but rather reasonable suspicion. Members, I urge a ‘yes’ vote on this amendment.

“Thank you, Madam President.”

The motion to adopt Floor Amendment No. 3 was put by the Chair and carried.

Senator Hee then moved that Stand. Com. Rep. No. 896 be received and placed on file, seconded by Senator Kokubun and carried.

By unanimous consent, S.B. No. 96, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

Stand. Com. Rep. No. 922 (S.B. No. 1307, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 922 be adopted and S.B. No. 1307, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 4) to S.B. No. 1307, S.D. 2:

SECTION 1. Senate Bill 1307, S.D. 2, is amended by:

1. Amending page 2, line 6, to read as follows:

“island fresh beef, pork, chicken, and eggs.”

2. Amending page 2, line 7, to read as follows:

“Fresh beef, pork, chickens, and eggs provide essential”

3. Amending page 2, line 12, to read as follows:

“Without these local industries, all beef milk, pork, chicken,”

4. Amending page 2, line 19, to read as follows:

“disburse funds to qualified cattle, dairy, hog, and poultry farms that”

SECTION 2. Section 2 of Senate Bill No. 1307, S.D. 1, is amended by amending the definition of “qualified producer” in section -1 to read as follows:

“Qualified producer” means any person that at the time of application for and disbursement of funds under this chapter is in the business of producing:

- (1) Milk for a herd, located in Hawaii, if not less than three hundred fifty cows;
- (2) Poultry products form a flock, located in Hawaii, of not less than three thousand birds; [ø]

- (3) Pork from a herd, located in Hawaii, of ten sows or one hundred fifty pigs~~[-]; or~~
- (4) Beef from a herd, located in Hawaii, of not less than head of cattle.

SECTION 3. Section 2 of Senate Bill No. 1307, S.D. 2, is amended by amending subsections (a) and (b) of section -3 to read as follows:

“(a) Applications for grants by qualified producers shall be submitted on a form furnished by the department and shall be filed with accompanying documentation of animal feed costs; provided that:

- (1) The applicant shall comply with applicable federal and state laws prohibiting discrimination against any person on the basis of race, color, national origin, religion, creed, sex, age, sexual orientation, or disability;
- (2) The applicant shall have applied for or received all applicable licenses or permits;
- (3) The applicant shall indemnify and hold harmless the State and its officers, agents, and employees from all claims arising out of or resulting from the feed purchased;
- (4) The subsidy shall not be allowed within a fiscal quarter if the flock or herd size falls per cent or more below the required minimum three thousand birds, minimum three hundred fifty cows, ~~[or]~~ minimum ten sows or one hundred fifty pigs, or minimum head of cattle in any two months of the applicable fiscal quarter; and
- (5) The department may request an applicant to provide necessary information for the purposes of verifying flock or herd size and feed purchases.

(b) Documentation of animal feed costs ~~[and other shipping documents]~~, as requested by the department, shall be filed for feed purchased within the immediate preceding fiscal quarter of filing and shall be effective for feed costs incurred after July 1, 2007.”

SECTION 4. Senate Bill No. 1307, S.D. 2, is amended by amending section 3 to read as follows:

“SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$, or so much thereof as may be necessary for fiscal year 2007-2008, and the same sum, or so much thereof as may be necessary for fiscal year 2008-2009, for the market development division of the department of agriculture to disburse funds to qualified producers of beef, milk, pork, and poultry for the cost of feed for beef cattle, dairy cows, hogs, or poultry and to provide for the administrative costs of the livestock revitalization program.

The sums appropriated shall be expended by the department of agriculture for the purposes of this Act.”

Senator Baker moved that Floor Amendment No. 4 be adopted, seconded by Senator Kokubun.

Senator Baker rose in support of the floor amendment and stated:

“Madam President, members, this floor amendment adds the beef industry to those other agricultural growers and producers that might be able to receive relief on the cost of their feed. We know that we’re trying to continue to keep all of our agricultural products viable in our state and beef needs the assistance as well as dairy, poultry, and pork.

“Thank you.”

The motion to adopt Floor Amendment No. 4 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 922 be received and placed on file, seconded by Senator Kokubun and carried.

By unanimous consent, S.B. No. 1307, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

Stand. Com. Rep. No. 957 (S.B. No. 667, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 957 be adopted and S.B. No. 667, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Ige then offered the following amendment (Floor Amendment No. 5) to S.B. No. 667, S.D. 2:

SECTION 1. Senate Bill No. 667, S.D. 2, is amended by adding a new Section 3 to read as follows:

“SECTION 3. Section 26H-4, Hawaii Revised Statutes, is amended to read as follows:

“**§26H-4 Repeal dates for newly enacted professional and vocational regulatory programs.** ~~[(a)]~~ Any professional or vocational regulatory program enacted after January 1, 1994, and listed in this section shall be repealed on December 31, 2008. The auditor shall perform an evaluation of the program, pursuant to section 26H-5, prior to its repeal date~~[-~~ ~~(b) Chapter~~; provided that chapter 453D (mental health counselors) shall not be repealed ~~[on December 31, 2008].”~~”

SECTION 2. Senate Bill No. 667, S.D. 2, is amended by renumbering Sections 3 and 4 as Sections 4 and 5, respectively.

Senator Ige moved that Floor Amendment No. 5 be adopted, seconded by Senator Taniguchi.

Senator Ige rose to support the floor amendment and said:

“Madam President, this floor amendment just deletes the repeal date for the licensing of these mental health professionals.”

The motion to adopt Floor Amendment No. 5 was put by the Chair and carried.

Senator Ige then moved that Stand. Com. Rep. No. 957 be received and placed on file, seconded by Senator Taniguchi and carried.

By unanimous consent, S.B. No. 667, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

Stand. Com. Rep. No. 1019 (S.B. No. 1792, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1019 be adopted and S.B. No. 1792, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ige then offered the following amendment (Floor Amendment No. 6) to S.B. No. 1792, S.D. 2:

SECTION 1. Senate Bill No. 1792, S.D. 2, is amended by amending Section 40 to read as follows:

“SECTION 40. This Act shall take effect on July 1, 2050; provided that section 2 shall take effect on July 1, 2051.”

Senator Ige moved that Floor Amendment No. 6 be adopted, seconded by Senator Baker.

Senator Ige rose in support of the floor amendment as follows:

“Madam President, this floor amendment simply inserts a delayed effective date into this measure. This is a very important piece of legislation and we would certainly like to encourage full and free discussion on all different options as we proceed. Thank you.”

The motion to adopt Floor Amendment No. 6 was put by the Chair and carried.

Senator Ige then moved that Stand. Com. Rep. No. 1019 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, S.B. No. 1792, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

Stand. Com. Rep. No. 1028 (S.B. No. 1276, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1028 be adopted and S.B. No. 1276, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ige then offered the following amendment (Floor Amendment No. 7) to S.B. No. 1276, S.D. 2:

SECTION 1. Senate Bill No. 1276, S.D. 2, is amended by amending Section 1 to read as follows:

“SECTION 1. The legislature finds that the request for new commercial activity transporting passengers and their vehicles to utilize already crowded harbors has caused concern about the impact of such activity on other harbor users and the surrounding community. Increased traffic congestion, spread of invasive species, and threats to migrating humpback whales are indicative of concerns raised. The legislature further finds that there is confusion and ambiguity regarding the requirements for an environmental impact statement under chapter 343, Hawaii Revised Statutes. The legislature also finds that all major state commercial harbor improvements should comply with the environmental review process. The legislature further finds that the department of transportation may have abused its discretion in determining that the expenditure of substantial public funds for improvements to commercial harbors throughout the State to accommodate the operation of vessels that carry passengers and their vehicles between Hawaii’s islands did not require an environmental review pursuant to chapter 343, Hawaii Revised Statutes.

The legislature is concerned that any mitigating measures that may be contained in an environmental impact statement may not be implemented in the operation of vessels that carry passengers and their vehicles between Hawaii’s islands that require commercial harbor improvements.

The purpose of this Act is to:

- (1) Confirm the intent of the requirements imposed under chapter 343, Hawaii Revised Statutes, regarding when the need for an environmental impact statement is to be triggered with respect to major commercial harbor improvements undertaken to accommodate the operation of vessels that carry passengers and their vehicles between Hawaii’s islands;

- (2) Require the preparation of an environmental impact statement pursuant to chapter 343, Hawaii Revised Statutes, for major improvements being made to commercial harbors in the State that require the expenditure of public funds to accommodate the operation of vessels that carry passengers and their vehicles between Hawaii’s islands; and

- (3) Require that the department of transportation implement any mitigating measures that may be recommended in the environmental impact statement and, to the extent necessary, amend its agreement with any business or entity operating or proposing to operate vessels that carry passengers and their vehicles between Hawaii’s islands and for which the operation thereof requires major commercial harbor improvements to require that the business or entity implement any recommended mitigative measure in its operations.”

SECTION 2. Senate Bill No. 1276, S.D. 2, is amended by deleting Sections 4 and 5.

SECTION 3. Senate Bill No. 1276, S.D. 2, is amended by adding a new section to read as follows:

“SECTION 4. The department of transportation shall pay for an environmental impact statement under section 2 of this Act out of its existing funds.”

SECTION 4. Senate Bill No. 1276, S.D. 2, is amended by renumbering Section 6 as Section 5 and amending it to read as follows:

“SECTION 5. This Act shall take effect on July 1, 2007.”

Senator Ige moved that Floor Amendment No. 7 be adopted, seconded by Senator Sakamoto.

Senator Ige rose in support of the floor amendment as follows:

“Madam President, this floor amendment simply changes the requirements for an EIS in regards to the Superferry. First, the amendment would ensure that the Superferry would be able to proceed with current plans to launch this summer. Second, the amendment puts the onus on the Department of Transportation to conduct environmental impact statements. It’s clear from testimony presented to the Committees that there are environmental concerns that must be addressed. The third thing the amendment does is it instructs the department to work with any providers to mitigate any concerns that are raised during the environmental impact statements.

“So, I think that this is a good floor amendment that creates a ‘win/win’ situation for all of us in this community.”

Senator Slom rose in opposition to the floor amendment and stated:

“Madam President, I rise in opposition to the amendment.

“We applaud the authors of the amendment for having some movement in this direction regarding the Superferry, but I’m not convinced that what we’re doing is, as the previous speaker said, going to ensure that the Superferry is able to begin operations July 1st as scheduled, as planned, and as the vast majority of people in this State want.

“I think that what we’ve simply done is to move the environmental impact statement requirement from the Superferry to the Department of Transportation Harbors Division. Have there been problems and are there problems

with the Harbors Division, Department of Transportation? You bet. Are there legitimate concerns on each of the islands, including this island, regarding traffic and invasive species and other considerations? You bet. But, is the imposition of an environmental impact statement against this new mode of transportation really the answer to possibly 30 years or 40 years of included neglect and also inaction and inactivity from the department?

“My belief is that by shifting and keeping a responsibility for an EIS and in fact strengthening it, because you’re talking about, in the amendment, mitigating factors, that in fact you’re going to be inviting law suits, and going to be inviting opportunities for those who are opposed not only to the Superferry, but also to changes in transportation that will unite our islands and our State. You’re giving them the opportunity to further litigation and to delay or to stop this project. And while the Department of Transportation and the Harbors Division have specific responsibilities and they need to address those responsibilities, I think that again it’s basically just a shift in strategy in terms of trying to delay this project.

“I also believe that those people that oppose not only the Superferry but also they’ve opposed other developments and other transportation alternatives, didn’t suddenly come to the conclusion – well, okay, let’s let the Superferry go; let’s forget about all of our complaints, and all of our protests, and all of our rallies, and all of our petitions, and all of our emails, and let it go and just put the onus on the Department of Transportation. As long as we have lawyers, as long as we have law suits, as long as we have individuals and organizations that have told us repeatedly they are committed to stopping this alternative form of transportation, then I don’t think it’s important enough to say we have made the change to the Department of Transportation, and therefore I oppose this amendment.

“Thank you.”

Senator Espero rose in support with reservations and said:

“Madam President, I’d like to rise in support of this measure with reservations.

“I believe, Madam President, that this issue is important enough to continue the discussion and dialogue and to move over to the House to see what further amendments or changes they may suggest. This is a controversial issue for many individuals. However, we are looking at a mode of transportation which I believe will be highly used by residents and businesses throughout this state.

“I am concerned about some of the liability issues and future lawsuits which may occur, but I do feel that this is a measure which should continue and not be stopped at this time. Thank you, Madam President.”

President Hanabusa then called for the vote.

Senator Ihara rose and said:

“Madam President, could we have a brief recess please.”

Senator Whalen interjected:

“Point of order. You can’t call recess in the middle of a vote.”

Senator Ihara then said:

“Well, I actually called for it earlier but she didn’t . . .”

Senator Whalen interjected again:

“Point of order. You weren’t acknowledged, so you’re not allowed to speak until you are. Come on ‘Mr. Rules,’ you know that.”

The motion to adopt Floor Amendment No. 7 was put by the Chair and carried.

At 11:38 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o’clock a.m.

Senator Ige then moved that Stand. Com. Rep. No. 1028 be received and placed on file, seconded by Senator Sakamoto and carried.

By unanimous consent, S.B. No. 1276, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,” was placed on the calendar for Third Reading on Thursday, March 8, 2007.

RECOMMITTALS

S.B. No. 1248, S.D. 1:

On motion by Senator Ige, seconded by Senator Sakamoto and carried, S.B. No. 1248, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTRICAL LICENSING,” was recommitted to the Committee on Commerce, Consumer Protection and Affordable Housing.

S.B. No. 1550:

On motion by Senator Ige, seconded by Senator Sakamoto and carried, S.B. No. 1550, entitled: “A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE,” was recommitted to the Committee on Judiciary and Labor.

S.B. No. 702, S.D. 1:

On motion by Senator Ige, seconded by Senator Sakamoto and carried, S.B. No. 702, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIREARMS,” was recommitted to the Committee on Judiciary and Labor.

Stand. Com. Rep. No. 974 (S.B. No. 470, S.D. 2):

On motion by Senator Ige, seconded by Senator Sakamoto and carried, Stand. Com. Rep. No. 974 and S.B. No. 470, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” was recommitted to the Committee on Judiciary and Labor.

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 2, 2007

S.B. No. 1311:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1311, entitled: “A BILL FOR AN ACT RELATING TO SALARY PAYMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1523:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1523, entitled: "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 650 (S.B. No. 678, S.D. 1):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Stand. Com. Rep. No. 650 be adopted and S.B. No. 678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 662 (S.B. No. 823, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 662 was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 699 (S.B. No. 1674, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 699 was adopted and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 923:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 923, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1017:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1017, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 702 (S.B. No. 1249, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 702 was adopted and S.B. No. 1249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 703 (S.B. No. 1364, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 703 was adopted and S.B. No. 1364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 705 (S.B. No. 600):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 705 was adopted and S.B. No. 600, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 706 (S.B. No. 898, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 706 was adopted and S.B. No. 898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 707 (S.B. No. 1497, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 707 was adopted and S.B. No. 1497, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 712 (S.B. No. 1454):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 712 be adopted and S.B. No. 1454, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

S.B. No. 247, S.D. 1:

On motion by Senator Nishihara, seconded by Senator Kim and carried, S.B. No. 247, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 866, S.D. 1:

On motion by Senator Nishihara, seconded by Senator Kim and carried, S.B. No. 866, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1613, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1613, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1617, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1617, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 660 (S.B. No. 58, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 660 was adopted and S.B. No. 58, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 661 (S.B. No. 1016, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 661 was adopted and S.B. No. 1016, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 669 (S.B. No. 1504, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 669 was adopted and S.B. No. 1504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 672 (S.B. No. 1991, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 672 was adopted and S.B.

No. 1991, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 674 (S.B. No. 1210, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 674 was adopted and S.B. No. 1210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 675 (S.B. No. 732, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 675 was adopted and S.B. No. 732, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 678 (S.B. No. 1950, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 678 was adopted and S.B. No. 1950, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 680 (S.B. No. 679, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 680 was adopted and S.B. No. 679, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 681 (S.B. No. 1221, S.D. 2):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Stand. Com. Rep. No. 681 was adopted and S.B. No. 1221, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 682 (S.B. No. 835, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 682 was adopted and S.B. No. 835, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 683 (S.B. No. 1234, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 683 was adopted and S.B. No. 1234, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 684 (S.B. No. 1421, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 684 was adopted and S.B. No. 1421, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 460, HAWAII REVISED STATUTES, OSTEOPATHY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 55, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 55, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 163, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 163, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1697, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1697, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF 'CONTRACTOR' UNDER THE CONTRACTOR REPAIR ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 60, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 60, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN TIME SHARE PLANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1935, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1935, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," having been read

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

Ayes, 25. Noes, none.

S.B. No. 1418, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1418, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF MORTGAGE RESCUE FRAUD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1426, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1426, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 714 (S.B. No. 1007, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 714 was adopted and S.B. No. 1007, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 715 (S.B. No. 907, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 715 be adopted and S.B. No. 907, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Madame President, I rise to speak in favor of S.B. No. 907, S.D. 2, Relating to Aerospace Development.

"The purpose of this bill is to enhance Hawaii's competitive role in aerospace development – both nationally and globally – through a reorganization of the largely inactive Office of Space Industry, under DBEDT. The new Office of Aerospace Development will have expanded powers and duties to:

- Identify and promote opportunities for expanding and diversifying aerospace-related industries, including a Pacific international center for space exploration systems to support space exploration and settlement.
- Assist the University of Hawaii, local companies, research institutions, and other interested organizations in establishing partnerships with corporate, government, and university entities that can promote and enhance the State's aerospace industry.
- Leverage aerospace and related technological capabilities in the academic, public, and private sectors to enhance the State's ability to procure both federal and private funds.
- Promote innovative education and workforce development programs in Hawaii's aerospace industry.

- Monitor national and global trends in the aerospace industry and recommend programs and policies that can support aerospace industry development statewide.

“DBEDT maintained an Office of Space Industry from 1988-1995; however, for the past twelve years, it has operated in an ‘ad hoc’ manner to develop aerospace-related opportunities in Hawaii. Expanding the Office’s role will strengthen the State’s ability to serve as a catalyst in development of new aerospace opportunities for Hawaii, particularly the promise of the Pacific International Space Center for Exploration Systems (PISCES).

“This bill will also enhance workforce development opportunities and support for Hawaii’s emerging industries. Hawaii has many fine educational programs, from the middle school and high school level, multidisciplinary Project EAST, to the cutting-edge work being done at the University of Hawaii. Creating jobs to keep Hawaii students in Hawaii is critical to the successful diversification of the State’s economic opportunities.

“The funding proposed in SB 907, SD2 illustrates the Senate Majority’s economic diversification themes of (a) building on programs with a proven track record – such as the small-scale satellite, robotics and other projects undertaken jointly by UH College of Engineering and SOEST, or the success of Art Kimura’s Space Camp program, (b) leveraging federal funding through NASA AMES program and related ventures, and (c) capitalizing on long-standing Asia-Pacific relationships like the Japan-US Science, Technology and Space Application Program (JUSTSAP). Building upon these relationships at a time when Hawaii could become a leader in robotics for space exploration and training, advanced remote sensing and astronaut training makes good sense.

“For the foregoing reasons, Madame President, I urge my colleagues to vote in favor of S.B. No. 907, S.D. 2.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 715 was adopted and S.B. No. 907, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 717 (S.B. No. 1499, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 717 was adopted and S.B. No. 1499, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 718 (S.B. No. 1931, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1931, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 720 (S.B. No. 80, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 720 was adopted and S.B.

No. 80, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 722 (S.B. No. 1146, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 722 was adopted and S.B. No. 1146, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 723 (S.B. No. 597, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 723 was adopted and S.B. No. 597, S.D. 2, 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,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 724 (S.B. No. 31, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 724 be adopted and S.B. No. 31, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Nishihara requested his remarks be inserted into the Journal, and the Chair having so ordered, Senator Nishihara’s remarks read as follows:

“Madam President, colleagues, I speak in favor of S.B. No. 31, S.D. 1.

“During W.W. II, the U.S. was locked in a desperate series of battles against a powerful and ruthless adversary, the Imperial Army of Japan. In the Philippines, the Filipino population was subjugated and suppressed by an enemy that trampled upon human rights.

“The U.S. government, upon cessation of the war, provided through agreements certain rights and benefits to those who fought on the side of the United States. Our government delineated four groups of Philippine veterans. The latter of the four, the New Philippine Scouts, served from October 6, 1945 to June 30, 1947.

“After the war, a number of them who were not prior U.S. citizens came to reside in Hawaii and became naturalized citizens. It is this group of veterans, who were entitled to receive a burial grant from the Office of Veterans’ Services, which this bill addresses. This is to rectify the financial constraints imposed by a rule which required the veteran’s survivor or interested party to produce an itemized paid invoice showing specific services rendered on behalf of the deceased veteran. This has caused the situation where deceased veterans were not properly buried until survivors or other interested parties raised the necessary funds for funeral, burial and subsequent transportation back to the Philippines.

“This bill hopes to bring closure by providing burial grant funds for these deceased veterans. It is the right thing to do. I ask for your support for this bill.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 724 was adopted and S.B. No. 31, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 725 (S.B. No. 1526, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 725 was adopted and S.B. No. 1526, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO JUDICIARY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 726 (S.B. No. 1112, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 726 was adopted and S.B. No. 1112, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 729 (S.B. No. 1308, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 729 was adopted and S.B. No. 1308, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1440, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 1440, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1639, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 1639, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BURIAL SITES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1816, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 1816, S.D. 1, entitled: “A BILL

FOR AN ACT RELATING TO HISTORIC PRESERVATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 768, S.D. 1:

On motion by Senator Kokubun, seconded by Senator English and carried, S.B. No. 768, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 738 (S.B. No. 1837, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 738 was adopted and S.B. No. 1837, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 740 (S.B. No. 1409):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 740 was adopted and S.B. No. 1409, entitled: “A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 741 (S.B. No. 1848, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 741 was adopted and S.B. No. 1848, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CABLE TELEVISION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 742 (S.B. No. 1402, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 742 was adopted and S.B. No. 1402, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE LOSS MITIGATION GRANT FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 743 (S.B. No. 1934, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 743 was adopted and S.B. No. 1934, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 746 (S.B. No. 1688, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 746 be adopted and S.B. No. 1688, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Madame President, I rise to speak in favor of S.B. No. 1688, S.D.1, Relating to Economic Development.

"The purpose of this bill is to provide support for Hawaii's high technology sector by establishing a research and development follow-on funding program for Hawaii-based small businesses that received federal funding through the Hawaii Technology Development Venture (HTDV) or the National Defense Center of Excellence for Research in Ocean Sciences (CEROS).

"Small business dual use technology companies in Hawaii are vital to a 21st century diversified economy in Hawaii. They work to advance innovative concepts and new approaches to technology while fully leveraging existing facilities and infrastructure in Hawaii. Small, innovative high technology companies are providing critical new technology for the United States Department of Defense and are creating sustainable job growth in living wage jobs in Hawaii.

"And they are succeeding. Since 1989, 63 Hawaii companies have won 262 Small Business Innovation Research (SBIR) grant program awards, bringing nearly \$60,000,000 in Phase I and Phase II funds to Hawaii. In addition, more than \$58,000,000 in Phase III SBIR commercialization contracts has been awarded to Hawaii companies. For every state dollar invested in the program, Hawaii companies attracted nearly \$15 in federal SBIR grant funds or nearly \$30 for every state dollar invested when phase III funds are included.

"The R&D follow-on funding program in this bill would:

- Provide accelerated economic development in the fields of science and engineering of defense related dual use technology by providing follow-on funding to successful R&D projects for technology development, transition, and commercialization.
- Provide capital to sustain high growth new venture company infrastructure development to assist the enterprise toward commercial success.
- Promote high quality, high income job opportunities for Hawaii's residents and graduates of Hawaii's educational institutions, and reverse the brain drain by allowing talented scientists and engineers to return home to living wage jobs in Hawaii. For example, what that means in real dollars is a \$57,000 median wage for 13,800 high-tech jobs in 2005 (*source: DBEDT, Hawaii's Technology Sector: 2001 - 2005 Report*) — many of which are in businesses with either direct or indirect ties to dual use technology applications.
- Keep the high technology companies in Hawaii by limiting the need to seek out-of-state venture capital, which dilutes local ownership.

"Finally, and most importantly, an investment of state matching funds demonstrates a commitment to maximize the \$1.45 billion dollars' worth of federal dual use infrastructure invested in Hawaii between FY 03 to FY 07 (*source: data compiled by Office of Senator Daniel Inouye, U.S. Senate*). By adding a state funding component, we enhance the capabilities of Hawaii-based small businesses to compete successfully in

high technology R&D related to current and future United States Departments of the Navy and of Defense needs.

"In essence, the state matching funds are the equivalent of 'workforce development' for Hawaii dual use businesses. The follow-on funding, to be administered by the Hawaii Strategic Development Corporation, builds on the successes of two federally funded programs – HTDV and CEROS. Both of these programs solicit proposals through annual competitive solicitations, which are evaluated by an expert panel for technical merit, innovation, and value according to criteria published in the solicitations."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 746 was adopted and S.B. No. 1688, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 870, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Espero and carried, S.B. No. 870, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 748 (S.B. No. 1315, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 748 was adopted and S.B. No. 1315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 749 (S.B. No. 880, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 749 was adopted and S.B. No. 880, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 753 (S.B. No. 1214):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 753 was adopted and S.B. No. 1214, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 754 (S.B. No. 603, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 754 was adopted and S.B. No. 603, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 755 (S.B. No. 683, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 755 was adopted and S.B. No. 683, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 756 (S.B. No. 620, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 756 was adopted and S.B. No. 620, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 757 (S.B. No. 227, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 757 was adopted and S.B. No. 227, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1462:

On motion by Senator Menor, seconded by Senator Hooser and carried, S.B. No. 1462, entitled: “A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 992, S.D. 1:

On motion by Senator Menor, seconded by Senator Hooser and carried, S.B. No. 992, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 761 (S.B. No. 1222, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 761 was adopted and S.B. No. 1222, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 763 (S.B. No. 153, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 763 was adopted and S.B. No. 153, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATURAL DISASTER PREPAREDNESS IN HEALTH CARE FACILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 764 (S.B. No. 1457, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 764 was adopted and S.B. No. 1457, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 765 (S.B. No. 952, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 765 was adopted and S.B. No. 952, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 766 (S.B. No. 1282, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 766 was adopted and S.B. No. 1282, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 767 (S.B. No. 1481, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 767 was adopted and S.B. No. 1481, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INTERVENTION FOR SUBSTANCE ABUSE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 768 (S.B. No. 51, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 768 was adopted and S.B. No. 51, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOME CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 769 (S.B. No. 971, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 769 was adopted and S.B.

No. 971, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 770 (S.B. No. 810, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 770 was adopted and S.B. No. 810, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 772 (S.B. No. 973, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 772 was adopted and S.B. No. 973, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 775 (S.B. No. 1917, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 775 was adopted and S.B. No. 1917, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 776 (S.B. No. 1916, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 776 was adopted and S.B. No. 1916, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 780 (S.B. No. 248, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 780 was adopted and S.B. No. 248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COMMISSION ON FATHERHOOD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 755, S.D. 1:

On motion by Senator Inouye, seconded by Senator Tsutsui and carried, S.B. No. 755, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 783 (S.B. No. 1046, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 783 was adopted and S.B. No. 1046, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 784 (S.B. No. 795, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 784 was adopted and S.B. No. 795, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 785 (S.B. No. 1518, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 785 was adopted and S.B. No. 1518, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 786 (S.B. No. 677, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 786 was adopted and S.B. No. 677, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 787 (S.B. No. 1484):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 787 was adopted and S.B. No. 1484, entitled: "A BILL FOR AN ACT RELATING TO THE GARNISHMENT OF COMMITTED PERSONS' MONEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 788 (S.B. No. 1491, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 788 was adopted and S.B. No. 1491, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 789 (S.B. No. 914, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 789 was adopted and S.B. No. 914, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 791 (S.B. No. 1352, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 791 was adopted and S.B. No. 1352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 793 (S.B. No. 216, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 793 was adopted and S.B. No. 216, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL GOODS EXCISE TAX CREDIT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 796 (S.B. No. 608, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 796 was adopted and S.B. No. 608, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 987, S.D. 1:

On motion by Senator Menor, seconded by Senator Kokubun and carried, S.B. No. 987, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 802 (S.B. No. 1428):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 802 was adopted and S.B. No. 1428, entitled: "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 803 (S.B. No. 1675, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 803 was adopted and S.B. No. 1675, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1750, S.D. 1:

On motion by Senator Ige, seconded by Senator Fukunaga and carried, S.B. No. 1750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 905, S.D. 1:

On motion by Senator Ige, seconded by Senator Espero and carried, S.B. No. 905, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 810 (S.B. No. 979, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 810 was adopted and S.B. No. 979, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 811 (S.B. No. 1447, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 811 was adopted and S.B. No. 1447, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 812 (S.B. No. 238, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 812 was adopted and S.B. No. 238, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 813 (S.B. No. 1042, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 813 was adopted and S.B. No. 1042, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 942:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 942, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 817 (S.B. No. 1068, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 817 was adopted and S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 818 (S.B. No. 1390, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 818 was adopted and S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 819 (S.B. No. 1385, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 819 was adopted and S.B. No. 1385, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1339, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1339, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 821 (S.B. No. 1381, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 821 was adopted and S.B. No. 1381, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 822 (S.B. No. 1386, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 822 was adopted and S.B. No. 1386, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 824 (S.B. No. 138, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 824 was adopted and S.B. No. 138, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO DIAMOND HEAD STATE MONUMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 825 (S.B. No. 1094):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 825 was adopted and S.B. No. 1094, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 829 (S.B. No. 1030, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 829 was adopted and S.B. No. 1030, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 830 (S.B. No. 1090, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 830 was adopted and S.B. No. 1090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 831 (S.B. No. 837, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 831 was adopted and S.B. No. 837, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 833 (S.B. No. 662, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 833 was adopted and S.B. No. 662, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1236, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 1236, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 836 (S.B. No. 1853, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 836 was adopted and S.B. No. 1853, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 839 (S.B. No. 1093, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 839 was adopted and S.B. No. 1093, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN HEALTH CONSENSUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 840 (S.B. No. 639, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 840 was adopted and S.B. No. 639, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 841 (S.B. No. 718, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 841 was adopted and S.B. No. 718, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1312, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1312, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1313, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1313, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1372, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1372, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANAGEMENT OF FINANCING

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

Ayes, 25. Noes, none.

S.B. No. 1370, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 1370, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1673, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 1673, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1441, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, S.B. No. 1441, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1803, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hee and carried, S.B. No. 1803, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 858 (S.B. No. 1400, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Stand. Com. Rep. No. 858 was adopted and S.B. No. 1400, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 170, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 920, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 920, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 921, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 921, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1006, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1006, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1410, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1410, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1423, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1654, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1654, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1704, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1704, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1988, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1573:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1573, entitled: "A BILL FOR AN ACT RELATING TO ARSON," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1520:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1520, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1527:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1527, entitled: "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 676, S.D. 1:

Senator Hee moved that S.B. No. 676, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Nishihara requested his remarks be inserted into the Journal, and the Chair having so ordered, Senator Nishihara's remarks read as follows:

"Madam President, colleagues, I speak in support of S.B. No. 676, S.D. 1.

"We are all aware of the visual blight that infests our communities when individuals commit acts of graffiti along our highways, buildings, and roadways. The public at large has been incensed by those wanton acts caused by those who show no regard for the aina and their communities.

"This bill mandates penalties that carry fines of up to \$2,000 in addition upon a conviction of a first offense of aggravated criminal property damage to a sentence of 80 hours of community service to be spent eradicating graffiti damage, with the costs thereof borne by the offender. Upon a second conviction, it goes up to a 160 hours. If the offender is a minor, then his/her parents or guardian are financially and physically responsible for the eradication of the graffiti.

"If we ever hope to reduce the incidents of graffiti upon our community landscape, it will require the efforts of an entire society. Placing responsibility back upon parents or guardians

for their minor's actions will reestablish the connection required for a civil society.

"Thank you, and I ask that you vote in favor of this bill."

The motion was put by the Chair and carried, S.B. No. 676, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1343, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1343, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1113, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MISSING PERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1635, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAND JURIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 961, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 961, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1334, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1334, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 784, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 892 (S.B. No. 1408, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 892 was adopted and S.B. No. 1408, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 893 (S.B. No. 990, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 893 was adopted and S.B. No. 990, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 898 (S.B. No. 885, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 898 was adopted and S.B. No. 885, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 903 (S.B. No. 664, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 903 was adopted and S.B. No. 664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR SACRED HEARTS ACADEMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 904 (S.B. No. 1718):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 904 was adopted and S.B. No. 1718, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 905 (S.B. No. 871, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 905 be adopted and S.B. No. 871, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Kim requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Kim's remarks read as follows:

"Madam President, I stand in support of this measure.

"The State in HRS 342G-3 had set a goal to reduce the solid waste stream to our landfills by 50 percent by January 1, 2000,

which it has clearly not met. In 2003 I spoke on a similar measure to mandate wet waste recycling for all State Facilities. In that floor speech I cited that the City and County of Honolulu, despite having a mandatory food waste recycling requirement in 2001, only diverted 47,000 tons out of 134,500 tons of food waste generated. In 2005, the City and County reported that it generated about 134,503 tons of wet waste and only diverted 32,447 tons away from our currently overfilled landfills. This measure as drafted could be the first step in significantly diverting a substantial amount of wet waste that is generated in our State by our public school system. Although this measure is only a pilot project for one or more of the Oahu school complexes, it will provide valuable data on how much food waste our schools generate. It will also give us more specific numbers on the cost to recycle wet waste at our DOE schools. I have previously stated this and will again, that our schools generate a significant amount of food waste Statewide. They should be actively recycling and teaching our students about our finite resources and the tremendous social value of recycling.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 905 was adopted and S.B. No. 871, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 910 (S.B. No. 1427, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 910 was adopted and S.B. No. 1427, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 911 (S.B. No. 769):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 911 was adopted and S.B. No. 769, entitled: “A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 912 (S.B. No. 1448):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 912 was adopted and S.B. No. 1448, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 914 (S.B. No. 1115, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 914 was adopted and S.B. No. 1115, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PERINATAL CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 916 (S.B. No. 69, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 916 was adopted and S.B. No. 69, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 919 (S.B. No. 820, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 919 was adopted and S.B. No. 820, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 921 (S.B. No. 1838, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 921 was adopted and S.B. No. 1838, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAKAAKO,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 923 (S.B. No. 1756, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 923 was adopted and S.B. No. 1756, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 925 (S.B. No. 1946, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 925 was adopted and S.B. No. 1946, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DAM SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 933 (S.B. No. 1106, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 933 was adopted and S.B. No. 1106, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 935 (S.B. No. 1424):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 935 was adopted and S.B. No. 1424, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 937 (S.B. No. 867, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 937 was adopted and S.B. No. 867, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 938 (S.B. No. 1203):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 938 was adopted and S.B. No. 1203, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 939 (S.B. No. 1170, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 939 was adopted and S.B. No. 1170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 940 (S.B. No. 1728, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 940 was adopted and S.B. No. 1728, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TWO-YEAR HEPATITIS C DEMONSTRATION PROJECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 941 (S.B. No. 1174, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 941 was adopted and S.B. No. 1174, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 942 (S.B. No. 331, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 942 was adopted and S.B. No. 331, S.D. 3, entitled: "A BILL FOR AN ACT RELATING

TO ELECTRONIC DATA AND INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 944 (S.B. No. 1156, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 944 was adopted and S.B. No. 1156, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 945 (S.B. No. 1163, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 945 was adopted and S.B. No. 1163, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 946 (S.B. No. 1678, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 946 was adopted and S.B. No. 1678, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL REIMBURSEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 947 (S.B. No. 917, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 947 was adopted and S.B. No. 917, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 948 (S.B. No. 1489, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 948 was adopted and S.B. No. 1489, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 950 (S.B. No. 1048, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 950 was adopted and S.B. No. 1048, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 951 (S.B. No. 1515, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 951 was adopted and S.B. No. 1515, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 952 (S.B. No. 1052, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 952 was adopted and S.B. No. 1052, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 953 (S.B. No. 188, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 953 was adopted and S.B. No. 188, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 954 (S.B. No. 713, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 954 was adopted and S.B. No. 713, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 955 (S.B. No. 816, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Baker and carried, Stand. Com. Rep. No. 955 was adopted and S.B. No. 816, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 959 (S.B. No. 1350, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 959 was adopted and S.B. No. 1350, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 960 (S.B. No. 1425, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 960 was adopted and S.B. No. 1425, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 961 (S.B. No. 709, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 961 was adopted and S.B. No. 709, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 962 (S.B. No. 897, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 962 was adopted and S.B. No. 897, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 965 (S.B. No. 691, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 965 was adopted and S.B. No. 691, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 967 (S.B. No. 1779):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 967 was adopted and S.B. No. 1779, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 968 (S.B. No. 1802):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 968 was adopted and S.B. No. 1802, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 970 (S.B. No. 1346):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 970 was adopted and S.B. No. 1346, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 972 (S.B. No. 1279, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 972 was adopted and S.B. No. 1279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 973 (S.B. No. 663, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 973 was adopted and S.B. No. 663, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 975 (S.B. No. 1398, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 975 was adopted and S.B. No. 1398, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 976 (S.B. No. 1414, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 976 was adopted and S.B. No. 1414, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 977 (S.B. No. 813, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 977 was adopted and S.B. No. 813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 978 (S.B. No. 17, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 978 be adopted and S.B. No. 17, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Nishihara requested his remarks be inserted into the Journal, and the Chair having so ordered, Senator Nishihara's remarks read as follows:

"Madam President, colleagues, I speak in favor of S.B. No. 17, S.D. 2.

"This bill seeks to provide relief to small business owners that are professional architects, landscape architects, engineers, and surveyors from the requirement to defend the State in

contracts under \$5 million when the action is not the result of negligence, errors or omissions on their part. It was pointed out in testimony that the contract wording with the State, which required them to defend the State against claims, including those they had a marginal or net even a direct cause. This forced many to reject those jobs because the burden to indemnify the State proved to be too great, reducing the pool of applicable bidders.

"It was also pointed out that the University of Hawaii, the Department of Education, and the City and County of Honolulu did not require such language in their contracts.

"In recognition of seeking equity and fairness, I ask for your support of this bill."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 978 was adopted and S.B. No. 17, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 979 (S.B. No. 1603, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 979 was adopted and S.B. No. 1603, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 983 (S.B. No. 1342, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 983 was adopted and S.B. No. 1342, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 984 (S.B. No. 1933, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 984 was adopted and S.B. No. 1933, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 985 (S.B. No. 1676, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 985 was adopted and S.B. No. 1676, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 986 (S.B. No. 1456, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 986 was adopted and S.B. No. 1456, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 987 (S.B. No. 1459, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 987 was adopted and S.B. No. 1459, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 988 (S.B. No. 1260, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 988 was adopted and S.B. No. 1260, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 989 (S.B. No. 1182, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 989 was adopted and S.B. No. 1182, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 991 (S.B. No. 1431, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 991 was adopted and S.B. No. 1431, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 993 (S.B. No. 932, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 993 was adopted and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 994 (S.B. No. 1191, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 994 was adopted and S.B. No. 1191, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 995 (S.B. No. 1677, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 995 was adopted and S.B. No. 1677, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 996 (S.B. No. 890, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 996 was adopted and S.B. No. 890, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1001 (S.B. No. 1458, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1001 was adopted and S.B. No. 1458, S.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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1002 (S.B. No. 1284, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1002 was adopted and S.B. No. 1284, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1005 (S.B. No. 1161, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1005 was adopted and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1006 (S.B. No. 1636, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1006 was adopted and S.B.

No. 1636, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1007 (S.B. No. 1891, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1007 was adopted and S.B. No. 1891, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1012 (S.B. No. 257, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1012 was adopted and S.B. No. 257, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1013 (S.B. No. 424, S.D. 2):

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 1013 was adopted and S.B. No. 424, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1017 (S.B. No. 696, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1017 was adopted and S.B. No. 696, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1021 (S.B. No. 781, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1021 was adopted and S.B. No. 781, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1022 (S.B. No. 1158, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1022 was adopted and S.B. No. 1158, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1023 (S.B. No. 1529, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1023 was adopted and S.B. No. 1529, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1026 (S.B. No. 1184, S.D. 2):

On motion by Senator Hee, seconded by Senator Baker and carried, Stand. Com. Rep. No. 1026 was adopted and S.B. No. 1184, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 2, 2007

S.B. No. 1028:

On motion by Senator Inouye, seconded by Senator English and carried, S.B. No. 1028, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 646:

Senator Inouye moved that S.B. No. 646, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and said:

"Madam President, I rise in opposition to S.B. No. 646.

"Colleagues, no testimony was offered in favor or in opposition to this bill. How can we, as a Body, create law without testimony and without discussion? I think it is a bad precedent and it also leads me to wonder whether it is a broadly based felt need or a law intended to take care of one situation.

"Thank you."

Senator Hooser rose to support the measure as follows:

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

"I'd like to point out for the record that the bill has been introduced in past Legislative Sessions and testimony in support has come in. This bill arises after damages from hurricanes in my community that resulted in hotels staying vacant year, after year, after year, after the owners spent their insurance proceeds and left the properties in a dangerous condition. It addresses an important need in the community. It is not a mandate, but merely authorizes the counties to deal with those issues in an appropriate fashion.

"Thank you."

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

“Madam President, I rise in support with reservations.

“The measure is worthy for keeping the public safe when properties are troubled or unsafe. I believe sometimes the remedy can be keeping the property safe, even though the owner may not be able to in as timely a manner as some would hope, to either demolish the building or take care of the conditions. Hopefully, as the bill goes forward, there will be remedies other than placing a lien on the property when the property is deemed unsafe.”

The motion was put by the Chair and carried, S.B. No. 646, entitled: “A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Sakamoto). Noes, 2 (Ihara, Trimble).

S.B. No. 1711:

Senator Baker moved that S.B. No. 1711, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

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

“As I read the bill, it’s not an equity issue but a pay increase, and it’s a pay increase that’s fixed to a percentage. The committee report said that we’re patterning it after what happens in the executive branch, and quite frankly, the executive branch process is done by commission and not set as fixed percentages, so I oppose this measure.

“Thank you.”

Senator Baker rose to speak in support of the measure and said:

“Madam President, I rise in support of this measure.

“As the heads of all of the legislative service agencies indicated, this measure definitely will bring them in line with their executive branch counterparts and it’s important that we be competitive so that we can recruit and retain the finest, and that’s what this measure aims to do.

“I urge my colleagues to support it. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1711, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 260:

On motion by Senator Nishihara, seconded by Senator Kim and carried, S.B. No. 260, entitled: “A BILL FOR AN ACT RELATING TO HOLIDAYS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 966:

Senator Hee moved that S.B. No. 966, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose to speak in opposition and said:

“Madam President, I rise in opposition to this measure.

“Colleagues, it is my set of experience that in order to be elected governor and lieutenant governor, the current age is appropriate. What we expect from somebody that runs and is elected governor is the ability to experience life and develop connections that will aid them in the execution of these duties. I question whether a person at the age of 25 will have developed this set of experience and developed these connections to be able to do a good job.

“Thank you.”

Senator Hee rose to support the measure as follows:

“Madam President, this constitutional amendment . . .”

The President interjected:

“Senator Hee, for what purpose do you rise?”

Senator Hee responded:

“In support.

“Madam President, this constitutional amendment speaks to the age when one can run for the House, one can run for the Senate. Surely, if you can run for this august body, one would think that you could run for governor.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 966, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 663 (S.B. No. 1253):

Senator Baker moved that Stand. Com. Rep. No. 663 be adopted and S.B. No. 1253, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ihara rose in support with reservations as follows:

“Madam President, please note my support of this bill with reservations.”

The Chair so ordered.

Senator Bunda requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 663 was adopted and S.B. No. 1253, entitled: “A

BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION CONTRACTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 2 (Bunda, Ihara). Noes, 1 (Trimble).

Stand. Com. Rep. No. 697 (S.B. No. 49, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 697 be adopted and S.B. No. 49, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

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

“Madam President, I stand in opposition to S.B. No. 49.

“Colleagues, there is nothing more unnatural than injection. Thank you.” (Laughter.)

The motion was put by the Chair and carried, Stand. Com. Rep. No. 697 was adopted and S.B. No. 49, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATUROPATHY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 698 (S.B. No. 53):

Senator Taniguchi moved that Stand. Com. Rep. No. 698 be adopted and S.B. No. 53, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak in opposition and said:

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

“I remember when the marriage and family therapists first came and wanted recognition and licensure. There was no talk about money or anything else and now we’re mandating coverage on medical insurance and we’re talking about reimbursements by the State.

“So, for those reasons, I’m voting ‘no.’”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 698 was adopted and S.B. No. 53, entitled: “A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 704 (S.B. No. 1962, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 704 be adopted and S.B. No. 1962, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

“Madam President, I rise in opposition to S.B. No. 1962.

“Colleagues, this is an important measure, and perhaps with some changes, it’s something we could all support. It has to do with sprinkler systems in condominiums. If you buy a condominium that has a sprinkler system in it, the value of the sprinkler system is included in the price you pay for it. If we

are going to offer tax credits to help the owners out to install a sprinkler system, then we will be providing them a benefit at the expense of other taxpayers who pay taxes. I can support the bill if this tax credit is reclaimed upon the sale of the property.

“If you would consider, you know, amending it as the bill goes forward, I would be happy to support it when it comes back to this Chamber. Thank you.”

Senator Fukunaga rose to support the measure and said:

“Madam President, I rise to speak in support of this measure.

“The current version of this bill is designed to address fire safety and to make it easier for those buildings that were constructed before 1975 to adopt sprinkler system changes for greater public safety. In the prior Committees, the deduction was narrowed so it would apply to those buildings that are most in need of this upgrade.

“Thank you very much.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 704 was adopted and S.B. No. 1962, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 708 (S.B. No. 1092):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 708 was adopted and S.B. No. 1092, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 709 (S.B. No. 50, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 709 be adopted and S.B. No. 50, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition and stated:

“Madam President, I rise in opposition to S.B. No. 50.

“Colleagues, let’s seek common ground. Let us grant each other that everything that the UH medical school does is extremely important. I have no opposition with that. I note that this is to support medical research. Again, that is very important. I have no problem with that.

“My problem arises when federal funds dry up. Are we, as a state, going to come in and fund the continuation of every project that the medical school gets when the federal funds come to an end? I have a problem with that because the justification for the medical school and its related research facilities is its ability to get federal research money, and this money is supposed to benefit not only the medical school, but the surrounding community.

“If we vote ‘yes’ on this bill, then we will be setting the precedent that every time federal funds dry up for a UH medical school research project, it is a moral obligation of the State of Hawaii to step in and continue the funding.

“Thank you.”

Senator Ige rose in support and said:

“Madam President, I rise to speak in support of this measure.

“I would like to note for the record that, in this case the program was given one month’s notice that the federal government was cutting funds from this program. Subsequent to that, the University has found fit to extend funding to this program for another three and then six months so that we can take a look.

“I would also like to note that the University of Hawaii is doing an exhaustive look at all of the research dollars that they receive from the federal government that would be subject to reduction and making an assessment about those programs that are most fit to be continued and those that would be stopped.

“So, this is sort of an emergency measure that allows us to proceed with this program as we examine what the impact of federal dollars would be. Thank you.”

Senator Baker rose to speak in support of the measure and stated:

“Madam President, I rise in support of this measure, partially because this measure is so important to the unique community that is Hawaii. It’s not just another federal research program. It provides cutting edge medical technology and research, especially for Asian Pacific Islanders who are living with HIV and AIDS.

“This particular research project has provided over 35 percent of all of the Asian Pacific Islander research patients in the United States, and the benefit of this research, with its focus on Asian Pacific Islanders, helps not only our residents here but many others throughout the Pacific Basin.

“This is very important research and one that because of the shortsightedness of the federal government, we shouldn’t allow to fall by the wayside. Thank you.”

Senator Trimble rose and said:

“Madam President, I rise to offer a comment.

“My office received one call in support of this measure. I talked to the person involved, and that person said that if this program ceases, they will have to go back to California.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 709 was adopted and S.B. No. 50, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AIDS RESEARCH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 710 (S.B. No. 1919, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 710 be adopted and S.B. No. 1919, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure as follows:

“Madam President, I rise in opposition to the bill.

“Initially, I supported the intent of the bill, which is to help low and moderate income individuals through various means under the umbrella of asset building, which is one of the, I guess, key buzz words or buzz terms this session – asset building, it means different things to different people. What it doesn’t mean, though, is that middle income taxpayers have choices in their own asset building. We again rely on government to manipulate income, manipulate tax rates, and so forth.

“The cornerstone of this particular bill and this particular draft is expanded EIC for so-called low income people. However, the percentage is not specified in the bill because there’s a lot of discussion about it and there is a defective date. So, while there is an intent to do well, the intent is not clear and not specified. I would like to see, if we really want to help in asset building and we really want to help all of our people, including the upper moderate and lower middle income and however you describe people, allow them to have more choices, more tax reduction, more spending reductions by this Legislative Body, so that there’s not more demands on their income.

“And so I think, unfortunately what this bill does is to redistribute income for a certain group of people demographically identified by the Legislature, but doesn’t do anything for the overall reduction and asset building of the vast majority of people in this State.

“Thank you.”

Senator Hooser rose in support of the measure as follows:

“Madam President, I rise in support of this measure.

“Madam President, colleagues, this is a good bill. Asset building is long overdue, and as the previous speaker spoke, the earned income tax credit is indeed an important cornerstone of this effort.

“I’d like to state for the record that 30 percent of the people who live in our State – 30 percent of the people – cannot survive and pay their basic bills without some kind of support either from families or government. One in five households in Hawaii have zero or negative net worth – the sixth worst ranking among states. One in four households would not have enough assets to subsist at the poverty level for three months if their income were disrupted, and 69 percent of the jobs in Hawaii – 69 percent of the jobs – don’t pay a living wage, making it difficult for many families to make ends meet, let alone pay off debt, build savings, start businesses, or pursue the ‘American Dream’ of buying a home.

“As a society, we continue to look for ways to provide that 30 percent with a hand up, not just a handout. The earned income tax credit is a powerful tool to help our working people move out of poverty. The Hawaii EITC simply piggybacks on the federal EITC by providing low income working families a refund equal to a blank amount at this point. The number discussed has been from 5 to 20 percent of their federal EITC return even if they don’t owe state income tax.

“The EITC is a way to ‘make work pay’ by providing low and moderate income working families a credit on their earned income. It rewards work. It provides meaningful tax relief for those who need it most. The earned income tax credit has won long standing bipartisan support and was first established by Republican President Gerald Ford in 1975. President Reagan expanded the program, calling the EITC ‘the best anti-poverty, the best pro-family, and the best job creation measure to come out of Congress.’ Presidents George Bush, Sr., and Bill Clinton

also expanded the federal EITC. The state version will be a supplement to this proven federal program and follows 21 other states that have already implemented similar measures.

“I have many other comments I’d like to submit for the record, but I’ll conclude now by encouraging my colleagues to vote in support. Thank you.”

The Chair having so ordered, Senator Hooser’s additional comments are identified as ATTACHMENTS A, B, and C to the Journal of this day.

Senator Slom rose in rebuttal and said:

“Madam President, just a few brief rebuttal remarks for the good Senator from the Garden Island.

“It always makes me smile when our good friends across the aisle quote a Republican President, particularly Ronald Reagan. I would suggest that President Reagan would be rolling in his grave if he were to look at the EIC program today and how it operates. In fact, that was one of the criticisms of the program – that as much as 32 percent of the people enrolled in the federal program are in noncompliance. It’s a problem that has been recognized by the Internal Revenue Service.

“As far as the other statistics that were offered, I can’t argue with most of them except to say, what is the cause of people having a more difficult time in this State? Does it have anything to do with the fact that we’re the second highest taxed state in the nation and that we continue to increase taxes, regulations, and fees on our population? Well, maybe it will all work out. Maybe pretty soon all of us will be in the lower moderate income or lower, lower income bracket, and then we can all take care of this. But then that begs the question – who will be working and who will be able to afford to pay all of the taxes, all of the government subsidies, all of the government regulatory programs?”

“Thank you, Madam President.”

Senator Hooser rose in rebuttal as follows:

“Madam President, a brief rebuttal if I may.

“The good Senator was accurate when he said that the IRS found that a percent or 34 percent error by claimants with EITC, but I have to point out that was a 1982 statistic. Since then, many, many measures have been taken to improve that statistic. Both in 1997 and in 2001, the Economic Growth and Tax Relief Reconciliation Act of Congress implemented significant changes, which alleviated many of these concerns. In tax year 2004, the IRS implemented new tests to improve accuracy and oversight and the GAO Office stated their tests proceeded smoothly and largely as planned. For the first time ever in 2004, the program was taken off, or de-listed, as a problem by the National Taxpayers Advocate Organization, and confirmed by the IRS’s 2005 report to Congress.

“So, there were some problems back in 1982, but this is the year 2007. Those problems have been addressed, and we need to move forward with this issue. Thank you.”

Senator Slom rose and said:

“Madam President . . .”

President Hanabusa interjected:

“Senator Slom, you have already spoken twice on the measure so you’re in violation of Senate Rule 69.”

Senator Slom continued:

“Oh, I was just going to clarify something that the good Senator said that is included in the committee report.”

The President stated:

“Senator Slom, Senate Rule 69, you’re out of order.”

Senator Slom commented:

“Okay, well, I would urge everybody to read page 2 of the report. It’s the year 2003. Thank you, Madam President.”

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I rise in opposition to this measure.

“We are one of the few states in the United States where we actually have people that don’t owe federal income tax that pay State of Hawaii income taxes. So, if we’re worried about the burden of those lower income people in Hawaii, the first place to start, if we’re looking at the federal model, is to increase the standard deduction and the personal exemptions.

“It is strange that we keep expanding tax credits for those that owe lots of money and then we feel that we have to do the same for those at the lower end of the economic spectrum. At the end of the day, when you figure out all the tax credits we’ve given, where’s this money coming from? It’s coming in the form of higher taxes. The place to start is not to collect the tax money to begin with by increasing standard deductions and personal exemptions, then we would not be bribing people with their own money.”

Senator Bunda requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 710 was adopted and S.B. No. 1919, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ASSET BUILDING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Bunda). Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 711 (S.B. No. 704):

Senator Baker moved that Stand. Com. Rep. No. 711 be adopted and S.B. No. 704, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I stand in opposition to S.B. No. 704.

“Perhaps I’m the only member present that can stand and talk freely on this issue. Colleagues, what this issue does is it extends preferential tax treatment to those people that are blind or disabled to that which is a trust for the blind or disabled. My problem is that we should not assume that because of some person’s physical characteristics, that they have less capacity than the rest of us, and if there is a test, it should be a needs test and there should be a cap. Whether that cap be \$100,000 or \$10 million, there should be a cap.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 711 was adopted and S.B. No. 704, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 713 (S.B. No. 1281):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 713 was adopted and S.B. No. 1281, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

S.B. No. 1818, S.D. 1:

Senator Inouye moved that S.B. No. 1818, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition and said:

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

"Colleagues, the justification was that because of the amount of money that needed to be spent for capital improvements, that a longer time for the concession needed to be approved. That argument could be made for for-profit entities as well as not-for-profit entities.

"Secondly, the one that this bill was introduced and testified in favor of it was only one of the four counties. If it was a broadly felt need, we should have had testimony in favor of it from all four counties. So, this leads me to believe that it may be for the benefit of one party on one island which happens to be a nonprofit.

"I don't think this is the way we should change law. Thank you."

Senator Baker rose in support of the measure as follows:

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

"While it's true that the County of Maui requested this measure, it is also true that there are impacts in other areas, particularly when you're dealing with historic buildings. The particular building in question is Iao Theater which is owned by the county and for which the county would like to be able to provide a long-term lease to a nonprofit who could then seek funding to repair and maintain it and return it to its former glory. But because of our concession law, the County of Maui is not able to enter into a long-term lease.

"I suspect that there are other situations in the other counties that, were this exemption to be granted, would be able to take care of some of their historic buildings through a lease to an appropriate nonprofit to make sure that we preserve parts of our heritage without the burden falling on the taxpayers.

"I believe this is a good measure and ask my colleagues to move it forward. Thank you."

Senator Trimble rose and said:

"Madam President, I rise to change my vote from a 'no' to a 'WR.' Thank you."

The motion was put by the Chair and carried, S.B. No. 1818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Trimble). Noes, none.

S.B. No. 856, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Espero and carried, S.B. No. 856, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

S.B. No. 46, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 46, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1063, S.D. 1:

Senator Hee moved that S.B. No. 1063, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hemmings rose to speak against the measure and stated:

"Madam President, I rise to speak against this legislation.

"It's within the purview of the power of this Legislature to address the appointment process for state offices. I believe it's unconstitutional to do so for the United States Senate, therefore this bill will be deemed unconstitutional if tested by law.

"Thank you, Madam President."

The motion was put by the Chair and carried, S.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 664 (S.B. No. 1712, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 664 was adopted and S.B. No. 1712, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Sлом, Trimble, Whalen). Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 665 (S.B. No. 1152, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 665 was adopted and S.B. No. 1152, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 666 (S.B. No. 1145, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 666 was adopted and S.B. No. 1145, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Taniguchi).

Stand. Com. Rep. No. 667 (S.B. No. 79, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 667 was adopted and S.B. No. 79, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Sлом). Excused, 1 (Kim).

Stand. Com. Rep. No. 668 (S.B. No. 1922, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 668 be adopted and S.B. No. 1922, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure as follows:

"Madam President, I stand in opposition to a portion of S.B. No. 1922."

President Hanabusa interjected:

"No, with reservations, please proceed." (Laughter.)

Senator Trimble continued:

"The dollar amount that is appropriated I can find because I see how much it's going to cost. I'm only troubled by the section that will extend the tax credit to the Creative Media Center."

Senator Fukunaga rose in support and said:

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

"I have comments in support of S.B. No. 1922 that I'd like to have inserted into the Journal. Thank you."

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Madame President, I rise to speak in favor of S.B. No. 1922, S.D. 2, Relating to Creative Media.

"The purpose of this bill is to provide financial incentives and appropriate funds to grow Hawaii's creative media industry. It would:

- Demonstrate the legislature's commitment to the University of Hawaii's Academy for Creative Media (ACM) by authorizing the use of applicable tax credits, and appropriating funds to plan, design, construct, and equip a permanent facility for ACM.
- Authorize DBEDT, in coordination with the University of Hawaii, to oversee the leasing, operating, and maintenance of a digital media incubator facility, for lease to a mix of anchor tenants, virtual tenants, and project-based tenants.
- Establish a music and enterprise learning experience (MELE) program at Honolulu Community College to develop the artistic creativity, entertainment business expertise, and technical production skills required by Hawaii's music artists and music industry. The program will collaborate with Belmont University of Nashville, Tennessee, on the joint use of Belmont's curriculum, technical facilities and equipment specifications, training, dual credit course offerings, and will also offer internships in some of the most varied music environments in the world.

"The Academy for Creative Media is the fastest growing new program at the University of Hawaii. Spring 2007 enrollment includes 176 students (with 60 majors) who fill 275 seats in 20 of the 32 new courses in film production, screenwriting, indigenous filmmaking, computer animation, critical studies, and video game design. In three short years, more than 350 original short films and video games have been written, directed, and produced by students that reflect their unique diversity and backgrounds. Over 48 student films were screened at film festivals from Atlanta to Shanghai, including well-attended screenings at the Hawaii International Film Festival between 2004-2006.

"ACM's founder, Hawaii-born Chris Lee has been responsible for raising and funding all of ACM's operating expenses outside of faculty salaries and basic office overhead – hardware, software, computers, cameras, sound equipment, editing equipment, etc. Over \$1,481,000 in private, foundation, federal and other innovation grants have been raised to support ACM programs since 2004.

"Why should Hawaii commit to building a creative media industry? Not only do creative media jobs offer higher-paying wages and more exciting career opportunities than our state's traditional service industry jobs. Today, it's because a rare combination of circumstances has arisen, allowing Hawaii to be competitive with wealthier, more well-established regions: modern technology (e.g., availability and access to high-speed broadband), Hawaii residents' innate story-telling skills, our island state's wholesome lifestyle, and the fact that the Asia-Pacific region is not only an emerging world-class producer of digital media entertainment products, but also potentially one of its largest consumers.

"If Hawaii fails to capitalize on its creative media assets today, other states, and other regions – like New Zealand, Singapore, Korea, China and Canada – will soon overtake us in establishing themselves as the new center for global creative media collaboration.

"As has been so eloquently stated by Chris Lee:

'Now that the Academy for Creative Media is established, and programs like Searider Productions have demonstrated the transformational power of multi-media literacy to engage

our most at risk students, the DOE and UH really need to embrace and support educational opportunities in this area.

'Hawaii needs to become the crossroads of the Pacific for Digital Education and the New Entertainment Industry. Let Hollywood be Hollywood, but let Hawaii's natural constituency with the countries of the pacific rim and the rising tide of global popular culture in all its forms of video games, animation, and indigenous film be our advantage.' (December 2006)"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 668 was adopted and S.B. No. 1922, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Kim).

Stand. Com. Rep. No. 670 (S.B. No. 1066, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 670 be adopted and S.B. No. 1066, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and stated:

"Madam President, I will vote 'no' on the bill not because I don't want the invasive species to be taken care of but I think this is an overlapping of charges and funds and fees right now, and this adds additional fees.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 670 was adopted and S.B. No. 1066, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 671 (S.B. No. 651, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 671 was adopted and S.B. No. 651, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 673 (S.B. No. 967, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 673 be adopted and S.B. No. 967, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

"Madam President, I stand in opposition to S.B. No. 967.

"All the things we do here are good, by definition. I'm concerned more by the process in which we decide what things should receive tax credits and what things receive tax deductions. In this particular case, nobody is against organ donation. But I think that perhaps there are times when we take a comprehensive holistic look at the amount of deductions we wish to give to an already complex tax form and ask somebody like the LRB or the Legislative Auditor to give us a list of

things that we can review on a comprehensive basis instead of doing it one at a time.

"So, I ask you to consider that before you vote. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 673 was adopted and S.B. No. 967, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 676 (S.B. No. 1833, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 676 was adopted and S.B. No. 1833, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Whalen).

Stand. Com. Rep. No. 677 (S.B. No. 625, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 677 be adopted and S.B. No. 625, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and said:

"Madam President, I stand in opposition to S.B. No. 625 in its current form.

"When we propose a change, it's important to us to note or to at least understand how much this proposed change is going to cost. No figures were provided.

"The second thing is that we, as a society, need to start looking at how we can promote commonality and a common language. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 677 was adopted and S.B. No. 625, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 679 (S.B. No. 1034, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 679 be adopted and S.B. No. 1034, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

"Madam President, I stand in opposition to S.B. No. 1034.

"Colleagues, this is the second time in two years that I get to address this issue, so let me try it from a slightly different position. Instead of trying to change chapter 212, which deals with foreign trade zones, on something that deals with excise taxes, we should make that change to what section it more appropriately applies, and that is chapter 237.

"Interisland local airlines buy their fuel or have their fuel delivered from Hawaii Fueling Facilities Corporation. Hawaii Fueling Facilities Corporation became part of the foreign trade

zone system in the 1990's. If they suddenly lost their foreign trade zone status, what change would we observe? We would observe that foreign aircraft on qualifying foreign flights bought or used foreign or bonded fuel to which general excise taxes were not subject and customs duties were not paid. If we looked at airlines, other airlines flying between Hawaii and the U.S. mainland, we would find that they were using duty paid fuel for which they could apply for a drawback after it was consumed and they were not paying general excise tax to the State of Hawaii because the fuel was consumed outside the State of Hawaii. We would notice, though, that local airlines flying between the islands not only were using duty paid fuel, but they were paying State of Hawaii excise taxes.

"The issue is not foreign trade zones; the issue is where they are flying. Is it within the State or is it outside of the State? It is not a foreign trade zone issue. If we, as a Body, were to encourage and say yes, it is because they purchase it from a foreign trade zone, what this Body would be doing is encouraging the use of foreign trade zone status to avoid the payment of general excise taxes.

"Quite frankly, this is a policy that every governor up to now has opposed. It has opposed the use of foreign trade zone status to avoid the payment of general excise taxes, and I assure you, based upon 27 years of experience in state government, there are many firms out there that have tried in the past to use foreign trade zone status as a loophole, and if we pass this bill in its present form, we may find over time that our tax base is being diluted.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 679 was adopted and S.B. No. 1034, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

S.B. No. 1003, S.D. 1:

Senator Taniguchi moved that S.B. No. 1003, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to oppose the measure as follows:

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

"This is another one of those bills that tends to erode the powers of the executive, which in and of itself is not necessarily a bad thing if you're going to replace that with something positive or beneficial.

"First of all, there were no complaints that the general contractors licensing board was failing in its duty of protecting individuals or that there was a lack of remedies. It just seems that again this an opportunity for the Legislature to exert its power by taking the power of appointment away from the Governor and letting the Speaker of the House and President of the Senate make the appointments to the board in the name of diversity. I don't know how diversity is going to be served or guaranteed by this.

"As I say, normally I'll look at a bill and see if there is a problem and if there are people that are complaining about it, and if there is an existing agency and it doesn't do the job, then I'm not concerned that it's the Governor or anyone else that's

making those appointments if they're not done correctly. In this case, there have been no allegations to substantiate that.

"Thank you."

Senator Ihara rose in support with reservations and said:

"Madam President, excuse me, I stand in support of this bill with reservations.

"I have concerns about possible legislative intrusion in an executive regulatory function that raises a separation of powers issue.

"Thank you."

Senators Sakamoto and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 3 (Gabbard, Ihara, Sakamoto). Noes, 3 (Hemmings, Slom, Trimble).

S.B. No. 1010, S.D. 1:

Senator Taniguchi moved that S.B. No. 1010, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition as follows:

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

"The testimony was very interesting and compelling on both sides of this issue. It's always fun to see professionals battling against one another and this is another example of that. Certain CPAs were for the bill, certain CPAs were opposed to the bill.

"A couple of things came out about this – the provision to not require a baccalaureate college degree in the field of accounting I think is a good move and one that everyone seemed to support. I think the sticking point was the experience – whether or not a CPA was required to have experience in public accounting and would not have experience that would count in either academic areas or in government areas or anyone else. And as I said, we had a lot of testimony back and forth, but for the lay observer it would look like this a turf war between two warring groups and I wish that we can get this settled and resolved in favor of the public.

"In the meantime, because of this schism, I will vote 'no.'"

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

The motion was put by the Chair and carried, S.B. No. 1010, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFIED PUBLIC ACCOUNTANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Menor). Noes, 4 (Hemmings, Slom, Trimble, Whalen).

S.B. No. 1116, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, S.B. No. 1116, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL APPLICATION FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 12:35 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:25 o'clock p.m.

S.B. No. 1419, S.D. 1:

Senator Taniguchi moved that S.B. No. 1419, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure as follows:

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

"We already have on the books, laws preventing taking advantage of consumers during unusual times – times of crisis, times of disaster and all of that. This is aimed specifically at gasoline dealers. The terms that are used in the bill are 'abnormal disruption' and 'unconscionably excessive profits,' and it's very difficult and very subjective to determine each one of those, what they are so that we clearly know what they are.

"We also do know, however, that during emergencies and during disruptions when lines of distribution are disrupted, it makes for a very difficult situation for all commodities whether we're talking about water, or we're talking about milk, or we're talking about gasoline, and I think it's unfair and unjust to single out gasoline dealers on this bill.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 1419, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE PRICE GOUGING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Hemmings, Slom). Excused, 3 (Bunda, Hee, Whalen).

Stand. Com. Rep. No. 716 (S.B. No. 1920, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 716 be adopted and S.B. No. 1920, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and said:

"Madam President, I stand in opposition to S.B. No. 1920.

"Colleagues, here again we have another tax credit and each year we seem to come back and increase the level or size of this tax credit. This year I think we're going to 25 percent. When will the tax credit be enough? So I urge you to seriously consider tax credits or the increase whether they are that good for our society and who winds up paying for them.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 716 was adopted and S.B. No. 1920, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Bunda, Hee, Whalen).

Stand. Com. Rep. No. 719 (S.B. No. 76, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 719 was adopted and S.B. No. 76, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Hee, Whalen).

Stand. Com. Rep. No. 721 (S.B. No. 688, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 721 was adopted and S.B. No. 688, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Hee, Whalen).

Stand. Com. Rep. No. 727 (S.B. No. 1929, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 727 be adopted and S.B. No. 1929, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Sakamoto rose in support with reservations as follows:

"Madam President, please note my support with reservations."

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 727 was adopted and S.B. No. 1929, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Sakamoto). Noes, none. Excused, 3 (Bunda, Hee, Whalen).

Stand. Com. Rep. No. 728 (S.B. No. 750, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 728 be adopted and S.B. No. 750, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition and stated:

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

"I think that unlicensed and unresponsive vacation rentals are a problem in our state and in many communities, but I think that what this bill does is use a broad brush against all alternative vacation properties, and I think it's a disservice to those vacation properties that have been operating within the law, have paid their taxes, have met zoning requirements, and everything else.

“So, I think we need more discussion on this, but for the time being, I’ll be voting ‘no.’ Thank you.”

Senator Gabbard rose with reservations and said:

“Madam President, I rise to speak in support of S.B. No. 750, with reservations.

“Colleagues, we do need to get a handle on the problem of the proliferation of illegal vacation rentals which are oftentimes either second or third homes for mainland investors who charge upwards of \$2,000 a night, but at the same time I do think there’s a place for ‘mom and pop’ B&Bs which help struggling families get by. And personally, I think it would be nice to have a community-based tourism where local families are able to bring tourists into their homes. I don’t think it’s these community-based B&Bs that are bothering people. I think it’s the luxury illegal vacation rentals that are driving property values through the roof.

“So, I’m hopeful that we can look at amendments before and if this legislation becomes law. Thank you, Madam President.”

Senator Trimble rose to speak with reservations and said:

“Madam President, I rise to take the middle ground which is ‘with reservations.’

“Colleagues, part of the reason for the opposition to this measure is that the city passed an ordinance but they chose not to enforce their ordinance consistently over time. And so, we had good people in this community that thought the ordinance was never going to be enforced, so with that sense, they went out and bought property which they turned to vacation rentals and now they find that the city was serious about an ordinance they chose not to enforce five, six, ten years ago, and now we have some good people who are facing bad consequences.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 728 was adopted and S.B. No. 750, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 2 (Gabbard, Trimble). Noes, 2 (Chun Oakland, Slom). Excused, 2 (Bunda, Whalen).

S.B. No. 851, S.D. 1:

Senator Kokubun moved that S.B. No. 851, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Slom rose to oppose the measure and stated:

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

“I realize that this bill is a work in progress and the Committee has made several amendments to the bill, because initially the bill was a blatant, anti-Turtle Bay bill, specifically. The bill now has expanded its focus and I think it certainly is something that we should look at, but I am troubled by the 750-foot setback. As testimony showed, there are other areas of the world where in fact they have setbacks of 100 feet, 150 feet, 200 feet, but 750 feet is, I think, excessive and really does cut into development and property rights.

“So I think we need to have a lot more discussion, but as the bill stands now, I’ll be voting ‘no.’ Thank you.”

Senator Kokubun rose in support of the measure as follows:

“Madam President, I stand in conditional support of this measure. (Laughter.) I do stand in support although it is conditioned on a number of factors.

“Colleagues, I think, just for a little historical perspective, the Legislature has been dealing with shoreline certification for a number of years now, and I think that’s an issue that has raised concerns of residents here in this State as well as Legislators, and it’s something that I think we’ve been able to address to a limited degree. As you recall, part of the problem with that was that the definition for shoreline certification at this point is a vegetation line. In fact, there were landowners who were planting vegetation along the shoreline, irrigating them, and thus creating a little bit more space for themselves. But I think we saw through that ruse and provided that there would not be that acknowledgement on the shoreline.

“Now we come to another issue which is the shoreline setback, which is what this bill attempts to address, and I agree with the previous speaker that 750 feet, there’s really no magic in that number. I think the issue, though, is that shoreline setback is a critical issue primarily for the open space but also to address what may be important historic and cultural sites within that setback area. This bill has been complicated by those matters.

“There are burial sites as was alluded to in Koolauloa that need to be looked at, although I will tell you that I think as it stands now in our law, with respect to burial sites, we do have some provisions. It just seems that the application of our burial site laws seems to be inconsistent. This was a good example for this particular project because initially, I believe it was in 2005, there was a letter issued by the Historic Preservation Division of DLNR that essentially gave the approval for the development of these lands subject to inadvertent discovery, etc. However, then in 2006, another letter was issued again by the Historic Preservation Division of DLNR that said, ‘Oh no, we think that we have evidence of burial sites, therefore, there should be a complete redoing of the project plans based on this projected discovery of sites.’ The inconsistency of that, I think, has led to a number of concerns, the least of which comes from the community.

“I think as the drafter of this bill, I will admit to all of you that I think this measure could have been done in a much better way. Again, as my good friend from Hawaii Kai has indicated, this was a very project-specific bit of legislation, and I think in that regard it is inappropriate so we tried to broaden the application of it, but given the title of the bill, we were really limited.

“In my opinion, colleagues, the shoreline setback issue really does need to be addressed on a statewide basis, so with that, we did propose some amendments. We took out any sort of reference to the Turtle Bay Resort development itself. We opened it up to the entire Koolauloa region, and we also deflected the date so that we could have the bill move forward for more discussion. I think ultimately, if we approve this measure, this will allow further discussion on this very important issue, and notwithstanding the flaws that are present, I would ask and urge all my colleagues to support this measure so we can have more discussion.

“Thank you, Madam President.”

Senator Hee rose to speak in support and said:

“Madam President, I rise in support of this measure.

“I want to thank the Chairman of the Committee because the previous two speakers are absolutely correct. This bill is a work in progress. I’m not sure who wanted the bill introduced, but clearly there were a lot of reasons that the bill was asked to be put in, not the least of which is the future of the North Shore, and, whether we like it or not, the planned development at Kawela Bay.

“As the Chairman held a hearing on this bill, it became clear that there appears to be a relationship on the shoreline setback with a letter written by the Historic Preservation Office Director to the consultant to Oaktree Development wherein she stated that all five hotels at Kawela Bay are situated where bones have been discovered and that 3,000 units for the complete development would be situated in areas not unlike the Kapalua Hotel, the Ritz Carlton Hotel, where bones were discovered. The concern here is a relevant concern, because like the Kapalua Ritz Carlton, the Oaktree Development has entitlements. Kapalua Ritz Carlton had its building permits in place when the discovery of bones occurred. And as a result of the discovery, the Hotel, the Kapalua Ritz Carlton, moved back off of the shoreline so as not to disturb the bones.

“I find it interesting that today we’re discussing this matter where if you read this mornings paper, the person who took things from Kanupa Cave passed away on the eve of him going to jail. And I only raise that issue because during the hearing there was some discussion about the importance of the presence of the ancestors and the iwi of the ancestors. So, is it a coincidence or is it something more that when we find ourselves, as human beings, to have problems and confrontations that affect us or our family, that we look to a higher calling to respond to our time of need? Is it that responsibility of this Legislature, as it was 20 years ago when I was here and responded to the Ritz Carlton situation, that a new chapter is beginning and that is the future of the State of Hawaii?

“So, in that regard, I commend the Chairman because he took this to its edge, he tried to broaden this issue to look at a more sustainable future, if you will, in dealing with access to the shoreline. Because, all of us here, if we look to the next two generations, we wonder aloud what kind of Hawaii will we be leaving for the children of our children. That is why this is a good bill. It is not perfect, it was not meant to be perfect, it could not have been perfect.

“On the other hand, many of the people in Koolauloa have responded in saying, ‘Does the setback mean we cannot have affordable housing within the 750-foot setback?’ If there is one message, as their Senator, I want to make it absolutely clear that the bill does not mandate, the bill does not compel, the bill does not restrict. In fact, the bill, to show that it’s a work in progress, says ‘strongly encourages that developers will consider a shoreline setback of 750 feet’ to show the imperfection of a body of work that is in progress.

“I want to commend the members of the Water Land Committee and its Chairman for trying to take an issue and send it forward. Will it pass at the end of the day? Personally, I have my reservations. Does that make this issue any less valid as we look to the future? My answer is it does not. So I hope that my colleagues will be patient with this bill and allow it to go forward, and I hope that the residents of Koolauloa will understand that this bill does not restrict, compel, or otherwise mandate that nothing shall be built within the 750-foot shoreline.

“Thank you very much.”

Senator Taniguchi rose and said:

“Madam President, would you note my support with reservations?”

The Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 851, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS AND HISTORIC AND CULTURAL SITES IN THE DISTRICT OF KOOLAULOA,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Taniguchi). Noes, 2 (Kim, Slom). Excused, 1 (Bunda).

S.B. No. 938, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, S.B. No. 938, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

S.B. No. 1219, S.D. 1:

Senator Kokubun moved that S.B. No. 1219, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Kokubun rose to support the measure and stated:

“Madam President, I stand in support of the measure.

“Madam President, I know that this bill also is somewhat troubling to some of my colleagues, and I acknowledge that. This really is attempting to correct a direction of a ship that was off course, frankly, and that had to do with development of residential use on agricultural land. I think we’ve all been wrestling with this issue over a number of years now, but I think for me, what’s important is that . . . and I speak primarily about the Big Island, because I know that the situation on the other islands and the other counties are different, but particularly with respect to what has occurred on the Big Island, there are a number of residential homes that have been developed on agricultural land. Whether that was appropriate, inappropriate, legal, illegal, I think that is the situation as it is today.

“I think government really needs to take some of that responsibility with respect to why we’re so unclear in terms of how residences could be developed on agricultural land, and I mean government in all of its manifestations here in the State of Hawaii.

“So, I think this bill really attempts to correct some of the past wrong decisions that were made with respect to agricultural lands and many people unknowingly committed these actions and this simply attempts to provide them with some comfort so that they feel that they are comfortable moving forward. I think we have some bills in place, legislation that we’ve already adopted, that is looking at agricultural lands, the important agricultural lands as well as the rural district, and for those reasons, the amendments to this measure really made the implementation date 2009, after the important agricultural lands

have been designated, and then there was a one-year window for the counties to assess which residences they felt would be appropriately designated or reclassified.

“So, those were the amendments that we made. Hopefully, we’ve targeted the right residences with those amendments, but again I do acknowledge the fact that in every county it’s a very different scenario.

“Thank you, Madam President.”

Senators Kim and Ige requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1219, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND USE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 2 (Ige, Kim). Noes, 6 (Baker, Chun Oakland, English, Hooser, Ihara, Tsutsui). Excused, 1 (Bunda).

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

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, S.B. No. 98, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 739 (S.B. No. 1717, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 739 was adopted and S.B. No. 1717, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 744 (S.B. No. 711):

Senator Baker moved that Stand. Com. Rep. No. 744 be adopted and S.B. No. 711, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Gabbard rose in opposition to the measure as follows:

“Madam President, I rise in opposition to S.B. No. 711.

“This bill seemingly has good intentions in conforming Hawaii’s tax laws with the IRS by having a 10-year statute of limitation on delinquent taxes, however, I cannot support this measure because it could cost our state up to \$40 million each year in delinquent taxes that are now being collected.

“I also oppose this bill on principle because it is unfair that some people, tax scofflaws, would evade paying taxes while the vast majority of us abide by the rules and pay our fair share.

“Mahalo.”

Senator Fukunaga rose in support and said:

“Madam President, I rise to speak in support of this measure.

“I would direct the members’ attention to the committee reports for this measure – Stand. Com. Rep. No. 264 and Stand. Com. Rep. No. 744 – both take strong issue with the Department of Taxation’s calculation of the loss of revenues calculation. We believe that, with the Department’s moves to upgrade its computer systems and to align with the federal IRS requirements, that we would not be seeing those kinds of large revenue losses.

“We believe it makes a lot of sense to conform to the federal IRS with respect to the 10-year statute of limitations; and for those reasons, I urge my colleagues to vote in support of this measure.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 744 was adopted and S.B. No. 711, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Gabbard). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 745 (S.B. No. 896, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 745 be adopted and S.B. No. 896, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and said:

“Madam President, I rise in opposition to S.B. No. 896.

“I rise in opposition because there is no dollar amount given. Colleagues, this provides that the High Tech Development Corporation will rent approximately 100,000 square feet of a yet-to-be-built building in Kakaako for a period of 10 years.

“My issue is that to what extent are we committing the taxpayers of the State of Hawaii for this incubator center? To what extent are rents going to be below market? What is the price tag? Is it 10 million, is it 20 million, or could it be as high as 40 million? I think there should be some clarity on the cost issues before we vote on this.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 745 was adopted and S.B. No. 896, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 750 (S.B. No. 148, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 750 be adopted and S.B. No. 148, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

“I do not think that this bill meets the constitutional mandate for a refund. I think there’s a big difference between a tax credit and a refund. A tax credit will not apply to all people. They’ll have to file for the tax credit. The bill still does not talk about a specific amount, and I think that the public is seeing that we’re dragging our feet in returning money as we are supposed to constitutionally. This bill does not do the job.

“Thank you.”

Senator Trimble rose to speak in opposition as follows:

“Madam President, I rise in opposition to the bill, but for different reasons.

“Colleagues, our shortfall, our current shortfall for the Employees’ Retirement System is \$5.1 billion. For the last three years, we have not experienced a surplus in anything more than an accounting sense because of the liabilities of the state in terms of our unfunded liabilities to the Employees’ Retirement System, failure to have a reserve for the health benefits that at least the retirees of our system feel that they deserve, for the prisons that we have yet to build, for the investments we have not made in our harbor system. We cannot look the taxpayer in the eye and say that we have done, spent, built, maintained all of the things that we are required to do, and therefore, I don’t think it is appropriate to return money with all these unfunded liabilities lists to be paid for.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 750 was adopted and S.B. No. 148, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 751 (S.B. No. 1882, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 751 be adopted and S.B. No. 1882, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure and said:

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

“For decades now we’ve talked about exempting food, the very basic of basic necessities, from the general excise tax, and what we’ve done is just made the tax more intolerable by raising it another 12½ percent January 1st.

“The Committee Report says that any discussion about exempting food should be reviewed very carefully. Well, as I said, we’ve reviewed it very carefully for many, many decades now. People on both sides of the aisle have said that they support the exemption of food, as they do medical expenses and even low-income rents from general excise tax, and yet we have not been able to accomplish this.

“The bill also talks about now establishing this food tax credit. I know my colleagues remember when in fact we did have a food tax credit. It was created and then it was abolished. The only fair and honest approach to asset building and to helping low-income people is to exempt food from general excise tax.

“Thank you.”

Senator Fukunaga rose to support the measure as follows:

“Madam President, I rise to speak in support of this measure.

“For members’ edification, a little bit of history: the food tax credit (which we first adopted in 1987) was cut in half in 1995

and repealed by Act 157, Session Laws of Hawaii 1998, during the lean times when prior administrations determined that we could no longer afford it. The food tax credit had one of the broadest bases in the state’s efforts to assist low-income and needy families.

“I would note for the record that, according to the 2004 tax credit data, there were a total of 1,023,724 qualified exemptions. Given the availability of this type of credit, the amount of recipients that would be benefited would be a very substantial number, and the revenue cost for such a credit would be in the range of a little bit over \$30 million. We believe that this type of credit goes a long way towards trying to help those who need it the most; and for those reasons, I would urge my colleagues to vote ‘yes.’

“Thank you.”

Senator Hemmings rose to speak against the measure and said:

“Madam President, I rise to speak against this legislation.

“This bill most assuredly will not help the people that need it the most, because the people that need it the most will not be filing tax returns. They are the poor that are on the beach that don’t even have a roof over their heads, much less the income and the wherewithal to file a tax return. They’re the street people who buy food and don’t file tax returns. What sense does it make to collect money with the intent of giving it back to the most needy?

“I’ll repeat what I’ve said before and what bears repeating every time people stand up and compassionately represent that they’re representing the little person on this Floor. I’ll remind the Majority Party that we have the most regressive tax system in the nation. The lowest 20 percent of our wage earners pay the highest proportion of their income in taxes, and yet there are some in this Body that would represent themselves as the compassionate ones while collecting money from the poor and then dealing it back to them and say they’re doing them a favor.

“Tax credits are regressive and do not help the people we proclaim that we are trying to help the most. Let’s be honest with those who need the help and not collect the tax in the first place. It’s unconscionable, and we’re one of the only states in the nation that collects taxes on food from people who are hungry. The honest thing to do is cut the tax completely.

“I’ll be voting ‘no,’ because this bill is basically a ‘shibai.’ Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 751 was adopted and S.B. No. 1882, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 752 (S.B. No. 100, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 752 be adopted and S.B. No. 100, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition and said:

“Madam President, I rise to speak against S.B. No. 100.

“Colleagues, this is a wonderful bill. What it does is that it tries to change how we do from one, a law, and one of rule, to one of extenuating circumstance.

“If we pass this bill, there will always be questions of why exceptions were given. Was it who you knew? I suggest if we’re going to do this, then why don’t we just give every Senator two wildcards that they can use at their discretion. It would simplify the process.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 752 was adopted and S.B. No. 100, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

S.B. No. 1793, S.D. 1:

On motion by Senator Menor, seconded by Senator Fukunaga and carried, S.B. No. 1793, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 762 (S.B. No. 1720, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 762 be adopted and S.B. No. 1720, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senators English, Tsutsui, Tokuda, Kim, Nishihara and Hooser requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 762 was adopted and S.B. No. 1720, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST JACOBY DEVELOPMENT, INC., A PROCESSING ENTERPRISE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 6 (English, Hooser, Kim, Nishihara, Tokuda, Tsutsui). Noes, 3 (Bunda, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 771 (S.B. No. 1283, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 771 was adopted and S.B. No. 1283, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 773 (S.B. No. 11, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 773 be adopted and S.B. No. 11, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition as follows:

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

“Isn’t this interesting that we have a bill here to exempt the general excise tax on medical services, health care, but it’s only the surcharge portion – only 0.5. So we’re going to continue to charge people the 4 percent on many of these services that are not exempted already instead of making a broad-based decision and saying all health care costs should be exempt from this nefarious general excise tax.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 773 was adopted and S.B. No. 11, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 774 (S.B. No. 1450, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 774 be adopted and S.B. No. 1450, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure and said:

“Madam President, I rise in opposition to this measure.

“Colleagues, when we increase the amount of money here, we are not going to increase the rental stock. We are not making it more available. All we’re doing is increasing the revenue that landlords receive. If you consider who pays the taxes and where the burden of taxation falls the heaviest, it is on the working poor and the middleclass. So, we here, by passing this bill, are making what is essentially a transfer payment from the working poor and the middle class, to people that own apartments.

“The second effect that this will have is because of the nature of the rent supplemental program, it will tend to have conversions of housing units from ones that are occupied by families, to ones that are occupied by single members. I don’t think that is a desirable consequence.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 774 was adopted and S.B. No. 1450, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Taniguchi).

Stand. Com. Rep. No. 777 (S.B. No. 1672, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 777 be adopted and S.B. No. 1672, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

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

“I think that there certainly should be an adjustment to the Medicaid fee schedule, however, I think that what’s proposed in

this bill is too costly. There is a retroactive feature which is going to cost \$26 million, but the full cost of the program is not discussed and then there will be an annual inflation adjustment. As the good Senator from Waikiki/Downtown has said previously, and we've talked about this for years, we really should know what the total costs are before we mortgage the lives of our children further.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 777 was adopted and S.B. No. 1672, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Taniguchi).

Stand. Com. Rep. No. 778 (S.B. No. 1937, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 778 be adopted and S.B. No. 1937, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

"Madam President, I rise in opposition to S.B. No. 1937.

"Colleagues, this is not Bangladesh. The Department of Human Services is not DBEDT. And lastly, we have many programs where money and assistance is involved already without passing this piece of legislation. It is not necessary, and it is, perhaps, when you compare the cost of administration to the cost of the benefits being received, not an efficient way to proceed.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 778 was adopted and S.B. No. 1937, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 779 (S.B. No. 427, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 779 be adopted and S.B. No. 427, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure and said:

"Madam President, I stand in opposition to this measure.

"Colleagues, it is important. It must be, because there are two different bills that do this purpose that we will be discussing today. And in addition to that, the \$50 that would be provided is already in the administration budget. So, I'm voting against it not because it's important, but perhaps we could conserve paper and vote on only those issues where there's one bill in support.

"Thank you."

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

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

"I understand the Senator from Waikiki's confusion. This Senator had the same confusion, however, there are two different categories of individuals that need to have their personal needs allowance either established for them or raised. And yes, it's wonderful that it's in the administration budget, but it's a statutory provision that needed to be changed and that's why there are two bills, and given the title, it was impossible to combine them. But, I appreciate the remarks of the good Senator from Waikiki.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 779 was adopted and S.B. No. 427, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 781 (S.B. No. 733, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 781 be adopted and S.B. No. 733, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure as follows:

"Madam President, I again rise in opposition to this measure.

"Colleagues, when I rose last year, it only was for \$50,000 for a newsletter, now it's for \$100,000. I agree that appropriating money is important, but can't we do it through the normal budgetary process instead of separating little things out every once in awhile so we can write nice things in our own newsletter?"

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 781 was adopted and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 790 (S.B. No. 152, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 790 be adopted and S.B. No. 152, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure as follows:

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

"I like bicycles. I support bicycle paths. I own a bicycle. I know how to peddle my way around, but the idea of mandating 2 percent of funds to go to bicycling I think is an excessive amount. It destroys flexibility and choice and it's not wise fiscal policy.

"In addition to that, we've seen the highway fund raided. We have another bill coming up that's going to raise the gasoline tax to put money into the highway fund. So, in one hand we're trying to put money in, the other hand we're trying to take money out.

“So, I support the bicycles, but not the 2 percent inflexible rate. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 790 was adopted and S.B. No. 152, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 792 (S.B. No. 1412, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 792 was adopted and S.B. No. 1412, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE FRAUD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 794 (S.B. No. 1839, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 794 was adopted and S.B. No. 1839, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAX SYSTEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 795 (S.B. No. 1840, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 795 be adopted and S.B. No. 1840, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

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

“I have some good friends that support this bill. Unfortunately, this bill is not a streamlining bill. This bill is a new tax; it’s an increase tax; it’s a backdoor tax on the Internet. We’ve been talking about and discussing this bill for three years now. It was sold to us as an opportunity to get lost revenues, but what really it is, is an opportunity to go after all of us who use the Internet for purchases and so forth. And it also is a way of getting around the federal requirements that the states do not have the ability to tax between borders.

“Initially, we were told that everybody was going to get together voluntarily and sing ‘Kumbaya’ and pass this compact. But as the years have gone on, we found that there are more sticking points. A number of states that initially supported the concept do not support the concept. Other states have found out how difficult it is when you have multiple purchases in multiple states.

“The bottom line, though, is it’s not going to do much for the consumers, in fact, it’s going to be an anti-consumer bill and it is going to add to the burden that we’ve been talking about all day for the low- and moderate-income and the homeless and so forth.”

Senator Fukunaga rose in support as follows:

“Madam President, I have prepared remarks which I would like to circulate to the members. But in lieu of meeting the

prior speaker’s arguments point by point, I have materials from the Streamlined Sales Tax Governing Board, as well as the Council on State Taxation, and from the National Conference of State Legislatures responding to most of the arguments that the prior speaker has made.

“Finally, with respect to his point that a number of states are disbanding the effort or are no longer interested in participating, I would like to point out that on March 1, 2007, Governor Mike Beebe signed four bills designed to bring Arkansas into full conformity with the Streamlined Sales and Use Tax Agreement, thereby boosting the number of participating states.

“For all of these reasons, I urge my colleagues to vote in support of this measure. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 795 was adopted and S.B. No. 1840, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 3 (Hee, Nishihara, Taniguchi).

Stand. Com. Rep. No. 797 (S.B. No. 1133, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 797 be adopted and S.B. No. 1133, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition as follows:

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

“This is the rental car surcharge. It was originally \$2 per day. It was bumped up to \$3 per day with the understanding that that would only be temporary. Now this bill would remove the temporary situation and the \$3 amount would stay in effect.

“People don’t understand that when we talk about rental cars, that local residents rent about 30 percent of the total. They use them for vacations, they use them for emergencies, they use them for all kinds of family purposes, but this represents yet another tax, another fee, another increase. And the fact that when we pass something and we say, ‘Oh, but it’s only going to be for a specific number of years and then it’s going to sunset because then the job will be done,’ and then we turn around and renege on that – shame on us.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 797 was adopted and S.B. No. 1133, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 7 (Gabbard, Hemmings, Inouye, Menor, Slom, Trimble, Whalen). Excused, 4 (Hee, Ige, Nishihara, Taniguchi).

Stand. Com. Rep. No. 798 (S.B. No. 1969, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 798 be adopted and S.B. No. 1969, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure and said:

“Madam President, I stand in opposition to S.B. No 1969.

“Colleagues, here again we are carving society up into little groups, and every group in society that we could carve up is a deserving group. However, the sole criteria that makes sense is providing assistance based upon financial need. This does not have a financial needs test. If you don’t draw the line someplace, then why are you going to decide that the widows or the wives or the children of veterans weren’t as equally deserving in terms of tuition assistance?”

“I think that we ought to go back and have a simple criteria and that criteria is needs based. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 798 was adopted and S.B. No. 1969, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 800 (S.B. No. 1947, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 800 be adopted and S.B. No. 1947, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

“An emergency appropriation for this tax measure, for this failed beverage container program – come on, give me a break! The state is already sitting on \$24 million-plus that they’ve extracted from the consumers of this state, and now they’re talking about they need more money to administer the bill, to hire more people, to take care of the growing success of this beverage tax. The only successful thing is that more and more people are being separated from their money.

“This is an atrocious bill, it’s an atrocious program. We need the Legislative Auditor to audit this program and the people that are making money off consumers in the name of recycling. A very strong ‘no’ is urged.

“Thank you.”

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

“Madam President, I rise in support of this administration bill.

“I would just note for my colleagues that this is an expenditure ceiling increase so that the monies that are in the fund can go back to the people that have been processing, collecting, and administering the fund.

“Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 800 was adopted and S.B. No. 1947, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 801 (S.B. No. 1228, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 801 be adopted and S.B. No. 1228, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition and said:

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

“Now, I know that it is not politically popular to rise and speak against a bill like this, but having sat through the hearings, I think it is incumbent that I do so. And the reason is, first of all, I know the bill explains this as the internment experience in Hawaii, and that certainly is a lot different from some of the experiences that American and Allied soldiers and war prisoners experienced during World War II. But the real problem that I have in this bill as the evidence suggested in the testimony, the sponsors of the bill are not even sure where the internment camps were. They don’t know exactly what it’s going to cost to do a memorial. They’re not sure of what the memorial would look like or what kind of facility it would be.

“I do not object to the idea of having a war memorial, but I think that we need much more information, and to rush into this without this very basic of information, I think is irresponsible of us. Thank you.”

Senator Espero rose in support of the measure as follows:

“Madam President, I’d like to rise in support of this measure.

“This measure addresses one of the most saddest chapters in the history of the United States of America – and that is the internment of Americans of Japanese ancestry during World War II. This follows, also, action take by our federal government to memorialize and recognize these locations throughout the United States of America.

“One area that was in the federal legislation was the Kunia Camp in the Kunia region near Royal Kunia. The exact location, as the Senator from Hawaii Kai did state, is not known. However, they have a general idea where it is located, and this land is currently up for sale. This is an area which should be purchased by the state and we should definitely memorialize this sad chapter in our history.

“We are looking also at providing matching funds so that we may tap into the federal legislation which appropriates millions of dollars for four sites. Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 801 was adopted and S.B. No. 1228, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 804 (S.B. No. 1463):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 804 was adopted and S.B. No. 1463, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1110, S.D. 1:

On motion by Senator Ige, seconded by Senator Fukunaga and carried, S.B. No. 1110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Gabbard, Slom, Whalen). Excused, 1 (Hee).

S.B. No. 1117, S.D. 1:

Senator Ige moved that S.B. No. 1117, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Sakamoto rose in support of the measure with reservations as follows:

"Madam President, I rise in support with reservations.

"I know health education is very important and I think some entities are good proponents in one manner, other entities are good proponents in another manner, and perhaps some can do both. But I believe just as peanut butter in a jar is good on one hand and jelly in a jar is good on the other hand, that demanding all peanut butter and jelly to come out like Goober's, combined in a bottle, doesn't make it better.

"I believe we can have accurate information by advocates on one hand and advocates on another hand as long as the school system or the entity that embraces an umbrella over the entities can see that both sides of the matter are fairly addressed.

"Thank you, Madam President."

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

The motion was put by the Chair and carried, S.B. No. 1117, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 2 (Kokubun, Sakamoto). Noes, 1 (Gabbard). Excused, 1 (Hee).

S.B. No. 1176, S.D. 1:

On motion by Senator Ige, seconded by Senator Chun Oakland and carried, S.B. No. 1176, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 816 (S.B. No. 892):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 816 was adopted and S.B. No. 892, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 823 (S.B. No. 610, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 823 be adopted and S.B. No. 610, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition as follows:

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

"The reason for my opposition is that there is a case pending against the state, and I think that it would be premature for the Legislature to make a determination and an appropriation. I think that we're going to see that substitute teachers are going to receive an amount, but I think that this interferes with the legal process. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 823 was adopted and S.B. No. 610, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 826 (S.B. No. 940, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 826 was adopted and S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 827 (S.B. No. 1361, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 827 be adopted and S.B. No. 1361, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose and said:

"Madam President, please note my reservations. Thank you."

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 827 was adopted and S.B. No. 1361, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Trimble). Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 828 (S.B. No. 939, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 828 was adopted and S.B. No. 939, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 832 (S.B. No. 1877, S.D. 2):

Senator Kokubun moved that Stand. Com. Rep. No. 832 be adopted and S.B. No. 1877, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Ihara rose and said:

“Madam President, please note my reservations.”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 832 was adopted and S.B. No. 1877, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Ihara). Noes, none. Excused, 1 (Hee).

Stand. Com. Rep. No. 835 (S.B. No. 1705, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 835 be adopted and S.B. No. 1705, S.D. 2, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure as follows:

“Madam President, I rise in opposition to this measure.

“At the present moment, we do not know whether we’re talking about an asset or a liability. Before we convey a transfer, we at least ought to have the information in front of us as to what the revenue is, what the expenditures are, what are the upcoming liabilities in terms of capital expenses, and then the various interested parties could make a more rational decision as to whether this is desirable or not.

“Thank you.”

Senator Kokubun rose in support as follows:

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

“Madam President, the Moloka‘i Irrigation System is a tremendous asset to the State of Hawai‘i. There can be no mistake about that. In fact, for the Island of Moloka‘i, this is probably the most important infrastructure piece for the future of agriculture on Moloka‘i.

“I would urge all my colleagues to support this measure. Thank you.”

Senator English rose to support the measure and said:

“Madam President, I rise in support of the measure.

“Members, I introduced this measure because the Moloka‘i Irrigation System is indeed one of the most important state assets on Moloka‘i, and it’s very important for the operations of the island. I ask your support of this because many of the people on Moloka‘i wish to have greater control of their own asset. We know that this irrigation system brings in more money than is expended for them, and they simply want to be able to have a say in how that money is allocated for their operations on the island.

“I ask your support of this measure. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 835 was adopted and S.B. No. 1705, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 837 (S.B. No. 933, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 837 be adopted and S.B. No. 933, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition to S.B. No. 933.

“This is an extremely interesting bill. Our intentions may be wonderful here, but how it is used in the future is beyond belief. Here we have a situation where we can buy land at more than it is appraised for. Believe me, when you’re ready to buy land under those terms, please come see me.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 837 was adopted and S.B. No. 933, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND ACQUISITIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 838 (S.B. No. 546, S.D. 2):

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, Stand. Com. Rep. No. 838 was adopted and S.B. No. 546, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LAND USE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1823, S.D. 1:

Senator Nishihara moved that S.B. No. 1823, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kim.

Senator Trimble rose to oppose the measure and stated:

“Madam President, I rise in opposition to this measure.

“I take exception to the committee report which says that Murray Towill of the Hawaii Hotel and Hospitality Association just offered comments. And so that you can decide for yourself whether the mild-mannered Murray Towill is in support or in opposition, I want you to hear his words: ‘We are unsure of the reasons for the change in the way the membership of the Hawaii Tourism Authority are appointed. We believe that the present system of appointment has worked well. S.B. No. 1823 creates a system where there are seven appointing authorities – Governor, Senate President, House Speaker, and four county Mayors. With the multitude of appointing authorities, it is unclear who will ensure that at least six of the public members will have the necessary visitor industry experience.’

“This is a terribly flawed measure. I suggest that if we cannot recommit it, at least vote ‘no’ against it and we can take it up in another year. Thank you.”

Senator Inouye requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1823, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 1 (Inouye). Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 1 (Hee).

S.B. No. 1726:

Senator Nishihara moved that S.B. No. 1726, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Slom rose in opposition and said:

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

“This is our annual bill of who’s going to control the State Capitol. This bill leaves part of the control with DAGS but also adds the Joint Legislative Management Committee. I think we experimented several years ago where we had joint committee chairs in the Senate. That didn’t work too well then. Anytime you have divided responsibility, that doesn’t work too well.

“The argument is made – well, the Legislature occupies the Capitol building, most of it, so the Legislature should be consulted, and certainly that is true. And I don’t recall a time when the Legislature, whether it was consulted or not, did not offer its opinions as to how to change things and make the process better, but I don’t think that this bill is on its way. However, I am keeping an open mind and my vote will change if somebody from the Legislative Management Committee can tell me and, more importantly, show me how they’re going to fix these damn elevators in this building.

“Thank you, Madam President.”

Senator Trimble rose to speak against the measure as follows:

“Madam President, I rise in opposition, or partial opposition, to this measure.

“The previous speaker probably missed the most important – perhaps we should consider joint and shared responsibility, but to make it really clear, you know, we should have division of authority. If the Legislature, in its wisdom, would see to the clearing of the ponds on both sides of its algae, successfully, maybe that would be the litmus test for them taking control of this building.

“Thank you.”

Senator Ige rose and said:

“Madam President, to our colleague from Hawaii Kai, I would just suggest that the solution to the elevators is to use the stairs. It always works and never crashes.” (Laughter.)

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

“Madam President, I speak in favor of S.B. No. 1726.

“The bill recognizes the reality that three-fourths of this building is occupied by the Legislature. However, the management is not joint, or should I say, out of joint. This is not a turf battle as some may believe, but asks that DAGS works in conjunction with the Joint Legislative Management Committee of the Legislature. As an example, the State Judiciary does manage its own facility, as does other departments.

“This bill hopes to open a cooperative dialogue between DAGS and the users of this singularly important facility. There are issues that can best be addressed if there is such cooperation.

“I ask for your support. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1726, entitled: “A BILL FOR AN ACT RELATING TO THE STATE CAPITOL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Bunda, Hemmings, Inouye, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 844 (S.B. No. 586, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 844 be adopted and S.B. No. 586, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

“Madam President, I rise in opposition to this measure.

“Colleagues, is there any area that we do not wish to expand our authority into? This does truly represent the expansion of bureaucracy, but in this case, the bureaucracy is us. Thank you.”

Senator Taniguchi rose and said:

“Madam President, I just want to note my support with reservations.”

The Chair so ordered.

Senator Slom rose in opposition as follows:

“Madam President, briefly, I stand in opposition to this bill.

“The position and the Office of Legislative Analyst was created, I think, like 17 years ago. We’ve gotten by without this office this long. The question is, What could another office and another agency do to provide us with more economic data, more information that we don’t have already or that we don’t get either from our excellent Ways and Means staff, from our Majority and Minority Offices, from the Office of the Legislative Reference Bureau, and other agencies? I don’t think the question is that we need more information, and I don’t think the question is that we need another office, and staff, and money, and all of that. I think the answer is that we need to act on some of the past studies we’ve had and on some of the past data that has been presented to us.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 844 was adopted and S.B. No. 586, S.D. 1, entitled:

“A BILL FOR AN ACT RELATING TO STATE FUNDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 1 (Taniguchi). Noes, 5 (Espero, Hemmings, Inouye, Slom, Trimble). Excused, 1 (Hee).

At 2:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:39 o'clock p.m.

S.B. No. 1948, S.D. 1:

Senator Baker moved that S.B. No. 1948, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition of this measure.

“I rise on two grounds. First, this was not heard before the Energy Committee and I think it's appropriate that the Energy Committee hear this SPRB. Second, my memory is somewhat clouded about what occurred in 1993, but what I remember from the newspaper is that the cogeneration unit in question is coal fired. The attitudes of society have changed in the last few years about the desirability of the use of coal in the generation of electricity. So, if your attitude has changed since 1993, maybe it is appropriate that before we approve this SPRB that we give the members of this Body a chance to weigh in on the change in the way in which this electricity would be generated.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1948, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Hemmings, Trimble). Excused, 3 (Bunda, Hee, Kim).

S.B. No. 1926, S.D. 1:

Senator Baker moved that S.B. No. 1926, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and stated:

“Madam President, I rise in opposition to this measure.

“Unfortunately, colleagues, there are only two people here that have ever served working for the executive branch of government. Let me assure you that the level of discontent is sometimes high and if given the opportunity to complain about waste in government before somebody was disciplined, I'm sure they would, because government, by definition, is inefficient. That is one of the grounds of being a whistleblower. Governments do not, as a whole, operate efficiently. Governments as a whole have an incentive to consume all resources that are available to them. They spend money fully, not efficiently.

“So, before we pass a well-intentioned whistleblower law, we should recognize that it is only going to encourage our government employees to complain and to whistle-blow if they ever assumed that their supervisor might seek to take disciplinary action against them.

“It is not a good bill. Its intentions are fine, but its impact is going to be terrible. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1926, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Bunda, Hee).

S.B. No. 249:

Senator Chun Oakland moved that S.B. No. 249, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Trimble rose in opposition as follows:

“Madam President, I rise not in opposition to fatherhood, but to this measure, which seeks to make the Commission on Fatherhood permanent.

“All the commissions we have are good commissions or we as a Legislative Body would not approve them. Unfortunately, we keep adding commissions and new commissions each year and the list goes on. Will we ever reach a time when we evaluate when we have enough commissions and perhaps we should combine the Commission on Fatherhood with the Commission on Motherhood.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 249, entitled: “A BILL FOR AN ACT RELATING TO THE COMMISSION ON FATHERHOOD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 855 (S.B. No. 1805, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 855 be adopted and S.B. No. 1805, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

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

“Madam President, I rise again in opposition.

“Again, we're creating another licensed class of experts. I think it is appropriate that we use some other authority other than whim as to decide when there's another group that needs to be certified, regulated, and classified. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 855 was adopted and S.B. No. 1805, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Bunda, Hee).

S.B. No. 230, S.D. 1:

Senator Taniguchi moved that S.B. No. 230, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose to speak against the measure and said:

“Madam President, okay, I’ll say the three speeches all at one time. I stand in opposition.

“We are dealing, in this case, with copper. What’s wrong with silver and gold? If we are trying to defer and we are trying to have a deterrent to crime, the most important deterrent to crime we could have is the certainty of being arrested, after that, the certainty of being convicted. It is not the penalty that deters crime.

“What has happened in the last few weeks is that we finally got some arrests of people that were stealing copper and turning it in to recyclers. The media has reported the arrests, so what we can anticipate is that now the community knows that the people that steal copper are going to be getting arrested for stealing copper. The problem, to a large extent, has already gotten taken care of.

“What we need to do when we pass legislation is not do a knee jerk reaction based upon what is in the media. What we ought to look at is how we can deter crime going forward and that is to ensure that our laws are consistently enforced and that those that perpetrate crimes are arrested for them quickly.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 230, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SCRAP METAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 859 (S.B. No. 1332, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 859 was adopted and S.B. No. 1332, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO METAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Bunda, Hee).

S.B. No. 1008, S.D. 1:

Senator Taniguchi moved that S.B. No. 1008, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition as follows:

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

“As testimony before the Commerce and Consumer Protection Committee showed, the Insurance Commissioner and the Securities Division had meaningful amendments which were not incorporated in the S.D. 1 of this bill and their position was that the sale of these annuities was ambiguous at best and there needed to be clarification. The clarification has not been made and actually the bill may do more harm than good.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1008, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANNUITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Bunda, Hee).

S.B. No. 1011, S.D. 1:

Senator Taniguchi moved that S.B. No. 1011, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak against the measure and said:

“Madam President, I rise in opposition to this bill as well.

“There is a problem today with new car owners, and that is the cost of the keys has skyrocketed and the ability to make copies of keys is limited and costly. In the old days we went to Longs and the key shop or even F.W. Woolworth and we got three keys for a dollar. Now you’ll pay \$75 or \$100 because they are so-called ‘smart’ keys with chips in them and computerized. The problem is that the manufacturers have codes for these keys and most of the manufacturers do not keep the codes locally or make them easily accessible to either the purchasers of the automobiles or to locksmiths.

“Normally, a person, when they buy a new car, will get two keys and they may get an extra two keys, and that’s sufficient. But for the person who has recently been locked out of their car and had difficulty in getting another key and had to wait for the manufacturer, it’s been a long and arduous process. So, what this legislation seeks to do is to force the manufacturers to share their key codes with locksmiths.

“There are several problems with this bill. One is that we’re talking about privacy, we’re talking about confidentiality, we’re talking about ID theft, we’re talking about some problems that have arisen with locksmiths themselves and the availability of this information. Now, there should be an easier way for consumers and purchasers to get even these most expensive keys and the codes, and a number of the manufacturers are working on that.

“This bill is patterned after a piece of legislation passed in California last year. A gentleman that was instrumental in passing that legislation came before our CPH Committee. I asked him several questions. I said, ‘How is the bill working so far? What’s your experience been?’ Well, even though the bill was passed in 2006, it does not become effective until 2008. So, in fact they have no experience with it. But, we do know that these issues, very real issues of privacy and cost, continue. Meanwhile, spurred on perhaps by that legislation in California, nationally, the manufacturers have taken steps to ensure that the key codes are much more available, much quicker all across the country, including Hawaii.

“But again, it gets down to a basic responsibility for a car owner, and that is the car owner: (1) should make additional keys; (2) should know where those keys are; and (3) take care of them. The other part of this puzzle is that if you buy that car and sell that car a month later, it becomes a used car, and the bill does not cover used cars.

“So, I think that we need to have a lot more information before we pass this bill, and at least in the State of California, which is the only state to pass such legislation, let’s see what

happens when their bill actually becomes effective next year and what kind of experiences they have.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1011, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE KEY INFORMATION ACCESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Inouye, Slom, Trimble). Excused, 1 (Bunda).

S.B. No. 1337:

Senator Hee moved that S.B. No. 1337, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition to S.B. No. 1337.

“Colleagues, over the last few years, one of the joys of being a Senate member is the opportunity to visit our district courts and our circuit courts and, in particular, our family courts. I found it interesting because there are a whole bunch of people out there of our gender that typically pay child support without even determining whether indeed there is a DNA relationship, and the State of Hawaii and whoever enforces the rules against the ‘deadbeat dads’ are really enforcing it against the naïve and the ‘deadbeat boobs’ because paternity is not rigorously determined.

“The other thing I’ve discovered is that many of the people that get into trouble with the law are not bad people, they are just marginally getting along. And so to assume, because somebody doesn’t show up, that they’re in contempt of court, I think is not understanding the general population of people out there that fit into this particular circumstance.

“So, I ask you to consider carefully the laws that you are making. Thank you”

The motion was put by the Chair and carried, S.B. No. 1337, entitled: “A BILL FOR AN ACT RELATING TO CONTEMPT OF COURT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

S.B. No. 957:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 957, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 876 (S.B. No. 1392, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 876 be adopted and S.B. No. 1392, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose to oppose the measure and stated:

“Madam President, I rise in opposition to this measure.

“What this bill purports to do is protect those that have diminished capacity, and I at least think that some of you should think that diminished capacity does not begin at the age of 62. Yes, elders have been targeted, but not because they’re elder. It is because they have more money and usually it takes a while to get that money.

“If we’re really interested in applying the right kind of penalties, we should have enhanced penalties for those that seek to commit crimes against the members of our society that have money, then we would be targeting the law to minimize the activity that we’re seeking to diminish. It’s not about being elderly, it is about having money. And so, let’s not make a law where we think just because you are 62, that you have diminished capacity.

“On last year’s ballot, there was a measure that would remove the retirement age for our state judges. If I remember correctly, the age limit we were trying to raise was somewhat above this level of 62.

“Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 876 was adopted and S.B. No. 1392, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 877 (S.B. No. 1422, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 877 was adopted and S.B. No. 1422, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

S.B. No. 228, S.D. 1:

Senator Hee moved that S.B. No. 228, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I rise in opposition to this measure.

“Again, we are trying to reduce the amount of graffiti. We do not do that by allowing the graffiti to remain up so that if a person is caught, he has 60 days to paint it over. Studies have shown that if you want to reduce graffiti, you paint over it immediately; you do not leave it up. If you pass this law and people are tempted to leave the graffiti up until such time as the perpetrator is caught and given the 60-day opportunity to paint it over, what in fact you will be doing is helping to encourage the spread of graffiti, not the control thereof.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 228, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO

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

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

S.B. No. 1961, S.D. 1:

Senator Hee moved that S.B. No. 1961, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose to oppose the measure as follows:

“Madam President, I rise in opposition to this measure.

“Colleagues, this is a measure where there was no one from Hawaii that spoke against it. The only testimony was provided from somebody, I guess you would call him foreign because they were not from the State of Hawaii but they weren’t alien; they were just from Colorado. We had one person to testify. He was from Colorado. Based on his testimony, I don’t think it’s sufficient reason to enact this law.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1961, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BAIL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

S.B. No. 56, S.D. 1:

Senator Hee moved that S.B. No. 56, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose to speak against the measure as follows:

“Madam President, I rise in opposition to S.B. No. 56.

Colleagues, this is the second time in two years I’ve gotten to speak against this. Actually, last year I spoke against the bill that this year we’re trying to amend. Last year when I got up and spoke, I said that people have, the citizens have a constitutional right for unfettered representation from their elected State Legislature. So, you in your wisdom took my comments to heart and said that no elected official would be required to serve on jury duty whenever the Legislature – us – was in Session, ignoring the fact that there were other elected officials in this world other than us.

“What we should do is ask somebody, like the Legislative Reference Bureau, to do a study in terms of who should serve on juries, take their advice instead of every year, ala carte, whoever came to us and complained change who serves on a jury duty based upon the person that came to our office and complained. This is not the way to make good law and to have what we do respected by the public.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 56, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO JURY SERVICE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

S.B. No. 1642, S.D. 1:

Senator Hee moved that S.B. No. 1642, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition to the measure and stated:

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

“This bill essentially would remove and eliminate all management rights in contracts and basically make employees co-employers so that they could regulate themselves in all cases. Management is responsible for the decisions they make or for decisions they don’t make. Bills like this actually take away their responsibility for decision making but still leave them with the accountability and liability. It’s a bad bill and it does not do anything to help employees or labor in general.”

Senator Sakamoto rose in support with reservations as follows:

“Madam President, I rise in support with reservations.

“I agree with the concerns about management rights and am also concerned about the Judiciary making decisions that perhaps change the way laws should be.”

Senators Ige and Gabbard requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1642, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 3 (Gabbard, Ige, Sakamoto). Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

S.B. No. 1662, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1662, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

S.B. No. 1060, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, S.B. No. 1060, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION LAW,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Sakamoto, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 894 (S.B. No. 1103, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 894 be adopted and S.B. No. 1103, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure as follows:

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

“Again, this is another bill where negotiations are in progress right now and we’re using the force of government and the Legislature to interfere with those negotiations and also to commit untold resources to subsidizing or purchasing parts of or all of Kukui Gardens. We should allow the negotiations to go forward and to be completed first, and then if necessary, we can take action.

“Aloha.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 894 was adopted and S.B. No. 1103, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 895 (S.B. No. 686, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 895 was adopted and S.B. No. 686, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Hemmings). Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 897 (S.B. No. 1136, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 897 was adopted and S.B. No. 1136, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 899 (S.B. No. 1614, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 899 was adopted and S.B. No. 1614, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 900 (S.B. No. 1820, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 900 be adopted and S.B. No. 1820, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

“There has been quite an amount of discussion and controversy involving accountability and transparency of the Department of Education, and this bill would remove even the slimmest of the existing transparency by creating a separate and independent budgetary account. I think that there may be

constitutional problems with doing this, but there certainly are fiscal problems, and as Legislators, we should not support this.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 900 was adopted and S.B. No. 1820, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 901 (S.B. No. 1143, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 901 was adopted and S.B. No. 1143, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, Taniguchi).

At 3:06 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:18 o’clock p.m.

Stand. Com. Rep. No. 902 (S.B. No. 1154, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 902 be adopted and S.B. No. 1154, S.D. 2, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure as follows:

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

“Now, wait a minute, I’m confused. I thought earlier the whole idea was we were going to have joint management and joint control, but this bill seems to take away the power of the Executive and give it to the Legislature for approval for the Board of Regents and University of Hawaii projects, and the university is opposed to this. So, we’re even taking away the power from the University of Hawaii to have the autonomy that we granted them years ago.

“What this bill does is, I think, give us a recipe for delaying projects, certainly to interfere with efficiency and certainly with autonomy, and I urge members to oppose it.”

Senator Sakamoto rose to support the measure and stated:

“Madam President, I rise in support and with a clarification to the previous speaker.

“This measure is what Mr. Todo and the university wants. There were concerns raised by budget and finance and the attorney general. One of the concerns raised was will this bill have the Legislature giving away legislative authority over certain issues.

“There still are concerns with the bill. It has a defective date, and I think valid concerns we’ll consider if indeed this bill were to survive until the end of Session.”

Senator Hee rose in support and said:

“Madam President, I rise to support this bill.

“This bill has so much hair on it that it really needs a barber, and it needs a barber with a cane knife, not a scissors. The previous speaker is absolutely correct. Anytime Mr. Todo supports an issue that involves the university, you know that it gives away things as opposed to taking away things. So, I have asked the previous speaker if I can participate with him and carry one end of the cane knife while he carries the other, and we will take it and cut it to pieces.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 902 was adopted and S.B. No. 1154, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 906 (S.B. No. 1026, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 906 was adopted and S.B. No. 1026, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 907 (S.B. No. 642, S.D. 2):

On motion by Senator Kokubun, seconded by Senator Inouye and carried, Stand. Com. Rep. No. 907 was adopted and S.B. No. 642, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 908 (S.B. No. 993, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 908 was adopted and S.B. No. 993, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 909 (S.B. No. 1943, S.D. 2):

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, Stand. Com. Rep. No. 909 was adopted and S.B. No. 1943, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 913 (S.B. No. 1442, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 913 was adopted and S.B.

No. 1442, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 915 (S.B. No. 970, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 915 was adopted and S.B. No. 970, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DENTAL HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 917 (S.B. No. 1629, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 917 was adopted and S.B. No. 1629, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 918 (S.B. No. 1804, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 918 was adopted and S.B. No. 1804, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 920 (S.B. No. 1585, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 920 was adopted and S.B. No. 1585, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HISTORIC SITES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 924 (S.B. No. 1925, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 924 was adopted and S.B. No. 1925, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SUSTAINABILITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 926 (S.B. No. 1380):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 926 was adopted and S.B. No. 1380, entitled: “A BILL FOR AN ACT RELATING TO

THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 927 (S.B. No. 891):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 927 was adopted and S.B. No. 891, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 928 (S.B. No. 1384, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 928 was adopted and S.B. No. 1384, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 929 (S.B. No. 1382, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 929 was adopted and S.B. No. 1382, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 930 (S.B. No. 1387, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 930 was adopted and S.B. No. 1387, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 931 (S.B. No. 1383, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 931 was adopted and S.B. No. 1383, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 932 (S.B. No. 1928, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 932 be adopted and S.B. No. 1928, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure as follows:

“Madam President, I rise in opposition to S.B. No. 1928.

“This is another bill that increases the size of the bureaucracy. The bureaucracy that we’re seeking to increase is that of the Legislature. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 932 was adopted and S.B. No. 1928, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 934 (S.B. No. 156, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 934 be adopted and S.B. No. 156, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition as follows:

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

“We have a problem in Hawaii in terms of voter turnout – low voter turnout. I don’t think we’re going to solve the problem by making it easier for people to get a hold of ballots and for the chain of command to be weakened. I don’t think it’s a question so much of making it easier to vote as it is to making sure that our policies of voting and our issues are clear. We’ve made a first step now – we’re going to have a new Chief Elections Officer. After 25 years, I think that’s going to be a very positive step. Mail-in ballots, however, I think is problematical.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 934 was adopted and S.B. No. 156, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VOTING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 936 (S.B. No. 323, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 936 be adopted and S.B. No. 323, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and stated:

“Madam President, I rise in opposition to this bill on two grounds.

“Number one, it permits the establishment of alien bank accounts. Number two, it provides that administrative overhead will be paid with general fund money. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 936 was adopted and S.B. No. 323, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 943 (S.B. No. 94, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 943 was adopted and S.B.

No. 94, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 949 (S.B. No. 959, S.D. 2):

On motion by Senator Espero, seconded by Senator Baker and carried, Stand. Com. Rep. No. 949 was adopted and S.B. No. 959, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 956 (S.B. No. 12, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 956 be adopted and S.B. No. 12, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and said:

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

"It's a tough bill to be either for or against. We certainly have a real problem with health insurance and with rates. We've had the rate regulation previously. I don't think that the problem is solvable by rate regulation. Our problems are caused by having the only Prepaid Health Care Act – a legislative act – of its kind in the nation, number one, and a lack of competition and an environment that fosters insurance competition, number two.

"So, the rates are symptomatic of a larger cause and just being able to have the government regulate the rates in a greater fashion and more government intervention is not going to solve the root cause of our health care problem.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 956 was adopted and S.B. No. 12, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 958 (S.B. No. 1004, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 958 be adopted and S.B. No. 1004, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Hemmings rose for a conflict ruling as follows:

"Madam President, I need a conflict ruling from you. My wife Lydia is employed by the Hawaii Psychiatric Medical Association and is a paid employee and also a lobbyist."

The President replied:

"You may vote."

Senators Espero, Menor, Trimble, Tokuda, Kokubun, and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 958 was adopted and S.B. No. 1004, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Ayes with Reservations, 6 (Espero, Gabbard, Kokubun, Menor, Tokuda, Trimble). Noes, 9 (Chun Oakland, Hemmings, Hooser, Inouye, Kim, Nishihara, Sakamoto, Slom, Whalen). Excused, 1 (Bunda).

At 3:32 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:33 o'clock p.m.

Stand. Com. Rep. No. 963 (S.B. No. 1131, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 963 was adopted and S.B. No. 1131, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 964 (S.B. No. 613, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 964 was adopted and S.B. No. 613, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 966 (S.B. No. 1177, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 966 was adopted and S.B. No. 1177, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 969 (S.B. No. 675):

Senator Hee moved that Stand. Com. Rep. No. 969 be adopted and S.B. No. 675, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose to oppose the measure and said:

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

"The Tax Review Commissions have served us well. They are volunteers, they do a good job, they make a critical analysis of our tax system and individual taxes. Because we propose tax increases on an annual basis, because taxes and their application change, I think it is imperative that we continue to have the Tax Review Commission meet every five years. I'd be even happier if we adopted more of their recommendations.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 969 was adopted and S.B. No. 675, entitled: "A BILL

FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 971 (S.B. No. 1053, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 971 be adopted and S.B. No. 1053, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition to the measure and stated:

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

"We certainly need eminent domain protections, particularly since the U.S. Supreme Court *Kelo* case. Most states, in fact, have reacted or have been proactive in this area and it looked for a while that we were going to do the right thing, too. But, there is an exemption in this bill, and the exemption in this bill has to do with the City and County of Honolulu mass transit project.

"The reason there's an exemption is because the City and County of Honolulu is going to be coming after residential properties. Whether we're talking about the initial route or the subsequent routes that are planned, the City is going to come after private residential properties and private governmental or, I should say, commercial properties for use by the government, not only in terms of use for stations, but also for private commercial activities. So, it will be the same thing, taking private property for use for other private users who come through the City and County of Honolulu.

"I think this is a bad precedent. We should have a good bill that protects property rights and keeps the government hands off private property for other selected private property developers. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 971 was adopted and S.B. No. 1053, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 980 (S.B. No. 1388, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 980 was adopted and S.B. No. 1388, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 981 (S.B. No. 1389, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 981 was adopted and S.B. No. 1389, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 982 (S.B. No. 1391, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 982 was adopted and S.B. No. 1391, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 990 (S.B. No. 1918, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 990 was adopted and S.B. No. 1918, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 992 (S.B. No. 1500, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 992 be adopted and S.B. No. 1500, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition and said:

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

"The original appropriation amount was \$4.5 million to the State of Hawaii. The State of Hawaii is already getting 10 percent of the surcharge collections, which is estimated for this year alone between \$15 and \$20 million. I had asked the question of the Tax Director during this hearing, What would they do with the added \$4.5 million and what's the emergency? The emergency is that the county wants the state to collect. The state is going to collect and there's going to be an additional administration charge. It's not going to be \$4.5 million, it's not going to be \$2.5 million, and it certainly isn't going to be 15 to \$20 million, but we have created a windfall for the state with this surcharge and to give them anymore money, I think, is unconscionable.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 992 was adopted and S.B. No. 1500, S.D. 3, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 997 (S.B. No. 1923, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 997 be adopted and S.B. No. 1923, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure as follows:

"Madam President, I rise in opposition to S.B. 1923.

"It is at this time in the day where some of us might prefer to be in Ceylon talking or discussing with some of the terra cotta warriors the legislation. What we have in front of us is a bill that would require pre-legislative approval for land exchanges. We already, in the Legislature, have the right to control because we have the right to disavow such exchanges.

"I don't think going in this direction now is in the long-term interest of either the state or the individual Senators I see represented today. As I look around the room, I see many capable people who someday might occupy the fifth floor in this building. Were that to occur, this is certainly not a piece of legislation you would like on the books because it really would tie your hands in terms of trying to move the state forward in a rational way.

"Thank you."

Senator Kokubun rose in support of the measure as follows:

"Madam President, I rise in support of the measure and I'll be very quick about it.

"I believe the terra cotta soldiers were in a tomb initially, but I don't consider this to be a tomb. The previous speaker was absolutely correct in terms of land exchange and what this legislation would do. However, the issue is not really who's going to occupy the fifth floor; the issue really is the fact that we have a very finite and limited resource in terms of state lands, and I think we need to consider those resources in a very careful manner. The Legislature, in this proposed piece of legislation, would take a proactive position in terms of land exchanges, and in the next subsequent bill, it will deal with the sale of state lands.

"Again, really the motivating factor was the fact that we should recognize our state lands as very finite, very valuable resources, and that we need to take a very proactive step in terms of addressing our legislative authority with those resources.

"Thank you, Madam Chair."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 997 was adopted and S.B. No. 1923, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 998 (S.B. No. 1924, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 998 was adopted and S.B. No. 1924, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 999 (S.B. No. 1644, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 999 be adopted and S.B. No. 1644, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure as follows:

"Madam President, very quickly, this creates a special fund, number one. And number two, it is addressing concerns and damage losses on a piecemeal basis when we should be doing it in one bill for all people who suffer losses. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 999 was adopted and S.B. No. 1644, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1000 (S.B. No. 162, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1000 was adopted and S.B. No. 162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1003 (S.B. No. 1528):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1003 was adopted and S.B. No. 1528, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1004 (S.B. No. 946, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1004 was adopted and S.B. No. 946, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1008 (S.B. No. 1932, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1008 be adopted and S.B. No. 1932, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in favor of the measure as follows:

"Madam President, I rise to speak in favor of this bill.

"In doing so, I want to ask the question, How much money should we continue to throw at the repair and maintenance of our schools and continue to have the problem? A similar question could be asked of the education system which we are now spending \$2.3 billion a year on. In the last five years – FY 2003, \$130 million repair and maintenance, FY 04, \$74 million, followed by \$245 million, followed by \$233 million; this year \$177 million and we had a cash infusion of \$225 million for this year's budget.

"The question is, What is wrong? Why aren't our schools repaired? In the last five years, over \$1 billion has been spent on repair and maintenance and our schools are still falling down. Sooner or later, we're going to find out that the real

problem is the system by which we spend this money and we'll reform it in order to get our schools fixed rather than just tell our constituents we solved the problem again by throwing more money at it.

"I'm voting in favor of this legislation because it's necessary to at least get the ball rolling on getting these schools fixed, but we're going to have to hold the system accountable and hope that this Legislature in its wisdom will come to grips with this underlying, undeniable fiscal fact.

"Thank you, Madam President."

Senator Sakamoto rose in support of the measure and stated:

"Madam President, I rise in support of the measure.

"The previous speaker questioned when will the repair and maintenance . . . part of his line of questions was, When will that be done? A few years back, the backlog was \$800 million, then \$640 million, then \$525 million. Last year it was \$341 million, but just funding \$341 million will not solve the problem because every year the schools continue to have roof leaks, difficulties with other damages, and just deterioration, air condition systems, just as people's homes and businesses continually accumulate costs.

"Roughly \$75 million a year is added to the list of repair and maintenance of schools. My hope, or our hope should be that we can get the repair and maintenance of the K-12 schools to a condition – say \$150 million or so – which might be an ongoing basis.

"This bill also addresses the University of Hawaii system and other things. Separate from repair and maintenance, it costs Punahou School \$15,000 a student for tuition, which is in addition to the largess of alumni and other benefactors and million-dollar-plus carnivals. If you're having that kind of cost per student at an institution that takes the best of the brightest and those who don't cut it go into the public schools, those that get into a school such as that and have problems end up in the public schools, those who come from Micronesia end up in public schools, those that have special needs and other difficulties end up in our public schools. One might say, if our public schools had \$15,000 a student and even more, it would still be a struggle.

"There's no question we need more highly qualified teachers, we need better curriculum, we need many things to improve, and I believe we're on our way to do that. We need a better early education system. We need people to help fill the parent gap that schools like Punahou and Iolani enjoy – parents at many, many events and many, many support activities. The public schools lack that, but I believe we need volunteerism from businesses, nonprofits, and people in this room to help fill the parent gap.

"We're on our way there – we won't get there in an hour, we won't get there in a year, but we're improving the system. Thank you very much."

Senator Hemmings rose in rebuttal and said:

"Madam President, I rise to speak in favor of this legislation to rebut the previous comments.

"I truly regret that every time we talk about education we have to bring up this class envy and bash the private schools as a defense for the failures of public schools. We were told just now that it's going to take a couple of months, couple of years to fix the problem. Well, try 40, and it's still a huge problem.

We were just told that we added \$75 million a year to repair and maintenance budgets – not true. I just quoted the numbers we've had in the last five years – over \$1 billion. It comes to \$100 million.

"Yes, in other schools and in our homes we spend money repairing and maintaining our physical facilities – our houses and our schools – in the private sector, and guess what? We get the job done. We do repair and maintain our private sector facilities.

"But getting back to this battle between the public and private schools, I want to remind everybody that if you take the total amount of enrollment and divide it into the number of dollars spent, we spend over \$12,400 per public school child, which may be a good investment, except we're turning out, by measure of standard achievement tests and others, one of the worst products in the nation.

"All I'm saying is we should not be pitting private schools against public schools. And I might add, Madam President, since it was brought up that, yes, Punahou is expensive, and yes, Iolani is expensive, but the average tuition of private education in this state is under \$7,000 per student when you factor in parochial schools and others. I might add that our public school children, in most cases, are just as capable as children in the private sector schools and do well in school. They're being shortchanged, not by the private schools but by the schools that we're paying taxes for.

"So when are we going to move past this archaic and mundane argument regarding public/private school conflict? It should be no conflict. We should afford the people of this state as much choice in the education marketplace as possible, and we more importantly should assure that the huge amount of money they're spending on public education, educates out children and they're in schools that are safe without the roofs falling down on their head. Forty years have been more than enough time to fix the problem. Throwing more money at it will not do it.

"Thank you, Madam President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1008 was adopted and S.B. No. 1932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1009 (S.B. No. 707, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1009 be adopted and S.B. No. 707, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and stated:

"Madam President, I rise in favor of the 707, but against S.B. No. 707. (Laughter.)

"The 707, the DC-8 really did help transform our islands. S.B. No. 707 will take us someplace and let us reflect where it will take us and what kind of transfer payment it winds up being. What it does is allows a 100 percent tax credit for people that contribute, invest in a community project. What we are allowing is the recreation of being able to build an aquarium not just in Ko Olina but almost anywhere on this island.

“Who will take advantage of this? Probably it will be the most affluent among our society that has the largest incomes and the largest tax liabilities. Who will wind up paying for this? Because in order to do the work of our government, we will have to rely more heavily on other sources of income because of the tax credits we so generously give out. That will be the middleclass and the lower-middleclass.

“What will happen is that we will have more developments in communities like Portlock and less money flowing to communities like Waianae. Because of this adverse effect of the ability of government to raise money and prioritize the spending of that money because less money will be available through the use of tax credits, I suggest that it is a wrong social policy and that you should vote against this ill-conceived notion.

“Thank you.”

Senator Fukunaga rose to speak in support and said:

“Madam President, I rise to speak in favor of this measure.

“I’d like to direct the members’ attention to one of the testimonies that we received during the deliberations on this bill: ‘The tax credit is equal to 39 percent of the qualified equity investment and is claimed over seven years. Corporations, nonprofit organizations, can create community development entities and apply for the federal new market tax credit which the state credit seeks to piggyback off of and to bring more capital allocated on the federal level to Hawaii. The credit was originally passed by Congress in 2000 as part of the Community Renewal Tax Relief Act. Hawaii currently conforms to the federal low-income housing tax credit, and conforming to the federal tax credits in this area is something that we believe will bring more capital to Hawaii to stimulate and help finance community development projects in low-income areas.’

“Thank you very much.”

Senator Taniguchi rose and said:

“Madam President, would you note my support with reservations?”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1009 was adopted and S.B. No. 707, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Taniguchi). Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1010 (S.B. No. 1365, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1010 was adopted and S.B. No. 1365, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1011 (S.B. No. 644, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1011 was adopted and S.B. No. 644, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1014 (S.B. No. 798, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1014 was adopted and S.B. No. 798, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO DISASTER RELIEF,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1015 (S.B. No. 1285, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1015 be adopted and S.B. No. 1285, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure as follows:

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

“At first blush, we said, ‘Hooray! It’s a tax decrease; we’re going to exempt the general excise tax selectively.’ But then in reading the bill further, we find that there’s going to be a one penny per gallon addition. And the numbers that were presented in testimony were – tax loss from the GET exemption, \$100,000; tax gained to the highway fund, \$9.2 million. So, it is actually a tax increase. It’s a negative impact for consumers. For those that were seeking relief, particularly after the exemption for ethanol ran out December 31st and there were a lot of crocodile tears and consumers were not getting any relief at all, they’re going to get higher taxes.

“The intent of the bill supposedly is to boost up the highway fund because the highway fund and the Department of Transportation are involved in more projects. The truth of the matter is, the highway fund would not be low right now if it had not been raided for about \$144 million over the last 10 years.

“So, this is a bill that is definitely and specifically and very clearly a tax increase.”

Senator Baker rose to support the measure and stated:

“Madam President, I rise in support of this measure.

“Considering that when the GET went back on, gasoline prices raised by 11 cents, 13 cents on my island because gas is more expensive over there, we’re taking that off – that 11 cents, that 13 cents – and putting on a modest 1 penny that doesn’t go into the general fund; it goes into the highway fund so that the projects that many of us in all of our districts want, can be taken care of.

“It is an important measure. It is relief for the taxpayers, and I urge my colleagues to vote up.”

Senator Menor rose in favor with reservations and said:

“Madam President, I rise to speak in favor of this bill, but with some reservations.

"I agree with the Ways and Means Chair that this bill is not a tax increase bill but in fact will result in significant tax savings to the gasoline industry to the extent that the 1 cent per gallon fuel tax increase will be more than offset by the tax savings to be realized when the excise tax exemption is continued. I also think that this bill is well-intentioned to the extent that its purpose is to continue the exemption on the excise taxes paid by gasoline industry entities in hopes that it will lead to lower gas prices for consumers.

"The concern I have with this measure, however, is that it doesn't provide any guarantee that the tax savings that will be realized by the oil industry will be passed on to consumers in the form of lower pump prices. In fact, last year, when the excise tax exemption took effect, there were several months when pump prices did not fall notwithstanding the fact that the oil companies received considerable tax savings from the exemption from the excise taxes. In this regard, my concern is I think that the continuation of the excise tax exemption may represent a windfall to the oil companies. It's my understanding that the continuation of the exemption could lead to a revenue reduction of over \$30 million per year annually, which would mean the possibility that the oil companies could be reaping a \$30 million per year windfall at a time when they are earning massive profits and need no further windfalls.

"However, having said that, I think that this vehicle should be kept alive for further discussion and as a means by which we can provide meaningful relief to consumers. And in that regard, I think that one approach that might be better than exempting the gasoline sales from the excise tax could be to provide a refundable tax credit to consumers reflecting the portion of gas prices that can be attributed to the excise tax.

"So I would respectfully request the money committees in both the House and Senate to consider this sort of an approach, and accordingly, I'll vote in favor of this bill, but with those reservations.

"Thank you."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1015 was adopted and S.B. No. 1285, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 2 (Kim, Menor). Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1016 (S.B. No. 1229, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1016 was adopted and S.B. No. 1229, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCRAP DEALERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1018 (S.B. No. 988, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1018 was adopted and S.B. No. 988, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC ENERGY," having been read

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

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

Stand. Com. Rep. No. 1020 (S.B. No. 1101, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1020 be adopted and S.B. No. 1101, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

"Madam President, because of the creation of yet another special fund, I'll be voting 'no' on this bill. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1020 was adopted and S.B. No. 1101, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1024 (S.B. No. 1780, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1024 was adopted and S.B. No. 1780, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1025 (S.B. No. 1612, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1025 was adopted and S.B. No. 1612, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1027 (S.B. No. 796, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1027 be adopted and S.B. No. 796, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to oppose the measure as follows:

"Madam President, I rise in opposition to Section 14 of this bill.

"Most of the bill is pretty good – pretty wonderful. The problem is when you get to Section 14, it designates, without a review of equally qualified firms, it designates one firm shall be in charge with disseminating information. I don't think that we should have a system where we identify individual companies or individual firms that we direct money to in light of our existing procurement code.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1027 was adopted and S.B. No. 796, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE,"

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

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1029 (S.B. No. 1438, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1029 be adopted and S.B. No. 1438, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose with reservations and said:

“Madam President, I rise . . . with reservations on this bill.

“I find this very curious. We’re going to create a commission to plan for the 50th anniversary of Hawaiian statehood. We haven’t celebrated Hawaiian statehood officially in this state for 10 years now. In fact, we had a lot of anti-statehood sentiment last year. It doesn’t say what we’re going to do in the next two years, but we’re going to have a commission of 25 people selected by the Senate, the House, the Governor. We’re going to have diversity, we’re going to have everything here, and yet we really don’t have a single purpose.

“I think we would probably be better served if we had a voluntary citizens’ committee plan and execute this event, not use any state resources or taxpayer money, but people that really believed in statehood and the pride in being an American.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1029 was adopted and S.B. No. 1438, S.D. 2, entitled: “A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 1 (Bunda).

At 4:05 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:09 o’clock p.m.

ADJOURNMENT

At 4:09 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:00 o’clock a.m., Thursday, March 8, 2007.

ATTACHMENT "A"

News Release

For Immediate Release

February 16, 2007

Contact: Kristin Lawton, 202.408.9788
Beadsie Woo, 818.550-2661

Hawaii Legislature Takes Coordinated Steps to Reduce Poverty *Asset-Building Bill Lauded as a Model for All States*

Washington, D.C.—The Corporation for Enterprise Development (CFED), a national organization dedicated to expanding economic opportunity, today applauded the Hawaii State Legislature for taking steps to reduce poverty in the state and urges other states to take notice. On January 24, 2007, 14 members of the Hawaii State Senate introduced S.B. 1919 that provides a comprehensive set of policies and programs that will help Hawaii's low- and moderate- income families build productive assets such as savings, home ownership, business ownership and post secondary education.

While there has been much discussion over the growing difference in incomes in America, the difference is much larger when measured by asset ownership. In Hawaii, for example, one in five families have zero or negative net financial worth; and one in four Hawaiian households is asset poor—households that, in absence of income, lack enough assets to live at the federal poverty level for more than three months if their income were disrupted.

Senator Suzanne Chun Oakland, along with Senator Gary L. Hooser, pushed to make this bill a priority by including it in the senate majority package. S.B. 1919 emphasizes the importance of assets in helping Hawaii's families get ahead. Its authors recognize the complementary role that assets play to income-based policies in moving families out of paycheck-to-paycheck living. Because income alone cannot insulate a family from job loss, expenses from natural or health disasters, assets are vital to economic security.

"CFED promotes policies that expand economic opportunity for all Americans and this legislation does just that in Hawaii," said CFED President Andrea Levere. "Together, these four policies listed below would provide working families in Hawaii with the tools and opportunities to get ahead, not just get by." The legislation provides a range of good ideas that have been proven to help and should be a model for what other states can do. The ambitious set of asset-building policy components in the bill would:

- Maintain and utilize the self-sufficiency standard as a benchmark**
The family self-sufficiency standard—the actual amount needed to afford basic needs—will be based on the budget of a modern Hawaiian household, taking into account the cost of food, housing, child care, health care, utilities, transportation, and taxes. This standard will be used to determine eligibility for public assistance. Currently, eligibility is based on the federal poverty guidelines (\$23,750 for a family of four in Hawaii), however, working families with incomes above this often struggle to make ends meet and cannot afford to replace the lost public services.
- Establish a refundable state EITC**
The federal earned income tax credit (EITC) is the largest anti-poverty program in the U.S., dispersing over \$40 billion to 22 million low-income workers in 2006. The EITC encourages workforce participation and creates opportunities for asset building. State EITCs are usually expressed as a percentage of the federal credit, and S.B. 1919's 20% credit is more generous than many other states'.
- Maximize financial education opportunities to TANF eligible individuals**
Recipients of Temporary Assistance for Needy Families (TANF)—commonly known as welfare payments—would complete financial education courses, empowering them with the information

and skills to manage their personal finances. Learning about budgeting, saving for larger purchases and emergencies, understanding bank fees and managing credit are some of the important topics covered.

□ **Expand Individual development accounts (IDAs)**

IDAs are matched savings accounts that enable low-income individuals to put a down payment on a first home, start a business, pay for education or training, or buy a car. Across the country, 540 non-profit organizations partner with financial institutions to provide these matched savings accounts to 30,000 savers. Senate Bill 1919 allows the use of federal funds for matching the deposits of savers and administering IDAs.

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CFED expands economic opportunity by helping Americans start and grow businesses, go to college, own a home, and save for their children's and own economic futures. We identify promising ideas, test and refine them in communities to find out what works, craft policies and products to help good ideas reach scale, and develop partnerships to promote lasting change. We bring together community practice, public policy and private markets in new and effective ways to achieve greater economic impact.

Established in 1979 as the Corporation for Enterprise Development, CFED works nationally and internationally through its offices in Washington, DC; Durham, North Carolina; and San Francisco, California.

For more information, visit www.cfed.org.

ATTACHMENT "B"

2007 Legislative Talking Points

ASSET AGENDA

State Earned Income Tax Credit

THE PROBLEMS

Too many families in Hawai'i struggle to make ends meet. These families are overtaxed and they have few opportunities to build assets and work their way to self-sufficiency.

1. **Too many cannot make ends meet** – The self-sufficiency standard (a.k.a. "living wage") for a one-parent, one-child family in Hawai'i is approximately \$36,000. Over 80,000 families in Hawai'i earn less than \$35,000 per year, including 21% of all two-parent families and 52% of all families headed by single mothers.¹
2. **Overtaxing the poor** – Hawai'i's poorest taxpayers pay 10% of their incomes in general excise tax (GET) while the richest pay only 2%.² Hawai'i is also among the worst states for income taxes on poor families—a single mother of two, who earns \$10,000 and is dependent on state subsidies, is currently required to pay state income tax.³
3. **No opportunities to build financial assets** – Mid- and high-income Americans can access numerous tax incentives and subsidies to build wealth—deductible mortgage interest, 401ks, and 529 plans for education are a few examples. By contrast, taxes and other public policies aimed at people with less than self-sufficient wages often create financial disincentives to earn and save more. In many cases, benefits are reduced and tax burdens increased when a person builds assets. These disincentives keep families and future generations trapped in a state of poverty.

THE SOLUTION

A refundable state Earned Income Tax Credit (EITC) will support those working families in Hawai'i who are having the hardest time making ends meet. A refundable state EITC would provide tax reductions and wage supplements for low-income working families to address three important goals:

1. **Tax relief for those who need it most** – Providing cost-effective, well targeted tax relief for the many working families in Hawai'i who do not make enough to be self-sufficient.
2. **Making work pay** – Supplementing incomes earned by hard working people and creating a financial incentive to continue choosing work over welfare. A state EITC is necessary to help people and their children escape poverty.
3. **A chance to build assets** – State EITC refunds can be used to pay off high interest debt, begin a savings account, invest in education, start a business, and more. It would be one of the few opportunities for low-income households to start building assets.

¹ US Census, 2000.

² Institute on Taxation and Economic Policy, *Hawai'i Taxes Hit Poor & Middle Class Far Harder than the Wealthy*, January 7, 2003.

³ Center on Budget Policy and Priorities, <http://www.cbpp.org/2-22-06sfp.pdf>, 2006.

HOW IT WORKS

- ▶ **For working people with low incomes** – A Hawai'i EITC would apply to those taxpayers who qualify for the federal EITC because of their very low incomes.
- ▶ **Specifically aimed at families** – Low-income taxpayers with no children may claim the federal EITC (and therefore the proposed state EITC), but the credit is much larger for taxpayers with children.
- ▶ **How much is the credit (Part 1)?** – The amount of credit depends on how much income you have and how many children you have. So for example using IRS criteria for Tax Year 2006:

Family Type	Max Income to be Eligible	Max Federal Credit	Max State Credit if 20%
Single w/ 1 child	\$32,001	\$2,747	\$549
Married w/ 1 child	\$34,001	\$2,747	\$549
Single w/ 2 or more children	\$36,348	\$4,536	\$907
Married w/ 2 or more children	\$38,348	\$4,536	\$907
Single w/ no children	\$12,120	\$412	\$82
Married w/ no children	\$14,120	\$412	\$82

- ▶ **How much is the credit (Part 2)?** – The amount of credit one gets rises as one earns more income until it reaches the maximum amount. It remains at the maximum amount for certain low-income earners and is phased out until one is no longer eligible because income is too high. This unique structure is designed to create work incentives for people at the lowest income levels to allow them to choose work over welfare.
- ▶ **Simply piggybacks on the federal EITC** – Calculating the state EITC is simple. A taxpayer takes a set percentage (say 20%) of whatever was claimed for the federal EITC.
 For example, if the federal EITC for a family were \$2,500, the state EITC would be \$500. (2500 x 20% = 500)
- ▶ **Refundable** – Like the federal EITC, the state EITC would be refundable. That means that if the credit exceeds state income tax liability, the state sends that person the remaining amount.
 For example, if a low-income earner owes \$100 in taxes and has a state EITC of \$500, that person will receive \$400 back from the state.
- ▶ **Total Cost** – It is estimated that the total cost of a 20% refundable state EITC would cost about \$26 million in foregone revenues.⁴ Federal Temporary Aid to Needy Families (TANF) funds may be used to pay for the refundable portion of a state EITC. Compared to the cost of other measures to provide targeted tax relief, a state EITC is the most cost-effective means of helping those who need the most help.

OTHER POINTS

- ▶ The federal EITC is **well established, proven, and resilient**. The federal EITC was originally enacted in 1975 under President Ford to compensate for the heavy burden of payroll taxes on low-income earners. It has since been expanded three times by

⁴ Center on Budget and Policy Priorities, <http://www.cbpp.org/2-1-06eic.htm>, 2006.

Republican and Democratic presidents to provide additional supports to low-income families and to encourage work over welfare.⁵

- ▶ State EITCs are being **established across the country**. Today, 20 states and the District of Columbia have enacted state EITCs to supplement the goals of the federal EITC and to compensate for the disproportionate burden of state and local taxes on low-income earners. These states are Colorado, Delaware, Illinois, Indiana, Iowa, Kansas, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nebraska, New Jersey, New York, Oklahoma, Oregon, Rhode Island, Vermont, Virginia, and Wisconsin.
- ▶ EITCs have **wide, bipartisan support**. Republicans and Democrats have worked together on federal, state and county levels to enact and expand EITC laws.⁶ So-called “red states” such as Oklahoma and Indiana have them as well as “blue states” like Illinois and New York.
- ▶ A state EITC would **help compensate for the regressive GE tax**. In Hawai'i, the poorest taxpayers pay 10% of their income in excise taxes, while the richest pay only 2%.
- ▶ A state EITC will give a needed boost to our **children living in poverty**. The federal EITC lifts more children out of poverty than any other government program; if supplemented with a Hawai'i state EITC, we can better address child poverty in Hawai'i.⁷
- ▶ People who are eligible **utilize the EITC**. In the U.S., about 85% of eligible people claimed the Federal EITC, compared to 67% for Food Stamps and 52% for TANF.⁸ In Hawai'i, over 88,000 of the neediest households claim the federal EITC according to the IRS.
- ▶ EITCs are **successful work incentives**. More than 60% of the increase in the employment of single mothers has been due to expansions in the federal EITC. An additional state EITC will supplement that positive trend.⁹
- ▶ A state EITC in Hawai'i can enhance efforts to **help families build assets**. Research indicates that state EITC refunds can be used to promote asset building in low-income families. One study found that 33% of the 650 EITC recipients examined planned to save a portion of their tax refunds. Another study found that half of EITC recipients use their refunds to make critical investments such as paying off high-interest debt, upgrading housing, or paying for education. This suggests that tax refunds might be effectively linked to a variety of asset-building initiatives.¹⁰
- ▶ A state EITC in Hawai'i would be **easy to administer**. The state EITC would be for those state taxpayers who have applied for the federal EITC. Calculating a state EITC is simply multiplying the federal amount by a set percentage. State taxpayer education, anti-error and anti-fraud efforts can benefit from federal efforts. Fears of high EITC error rates can be assuaged by the following: 1) the IRS has initiated a five-point initiative to improve EITC administration, 2) the IRS has a disproportionately large compliance and auditing budget focused on the EITC, 3) EITC errors amount to 0.5% of federal revenues and only 2.8% of the \$232 billion total amount of uncollected federal taxes.¹¹
- ▶ EITC refunds are **recycled in the economy and can help low-income communities**. Many people who receive EITC refunds put them back into the economy by spending on day-to-day survival needs. A 20% state EITC would add over \$25,000,000 to the

⁵ Urban Institute, *The Future of the Earned Income Tax Credit*, June 19, 1995.

⁶ StateAction.org, *Earned Income Tax Credit*, 2003.

⁷ Center on Budget and Policy Priorities.

⁸ Tax Policy Center, *EITC Reaches More Eligible Families than TANF, Food Stamps*, March 17, 2003

⁹ Center for Policy Alternatives, *Rewarding Work: State EITCs for Working Families*, October 2000.

¹⁰ Center on Budget and Policy Priorities.

¹¹ Tax Policy Center, *Statement of Leonard E. Burman before the United States House of Representatives Committee on the Budget; On Waste, Fraud, and Abuse In Federal Mandatory Programs*, July 9, 2003.

\$133,000,000 in federal credits invested into communities throughout Hawai'i.¹² Viewed as an infusion of tax dollars into geographic communities we can see where a state EITC might go based on 2002 IRS data:

EITC statistics by county

County	Total IRS returns	Elected EITC	% with EITC	Fed EITC \$	Avg. EITC	\$ from 20% State EITC
Hawai'i	66,701	11,909	17.9%	\$18,667,252	\$1,567	\$3,733,450
Honolulu	415,099	55,769	13.4%	\$86,925,807	\$1,559	\$17,385,161
Kaua'i	27,341	4,201	15.4%	\$6,386,351	\$1,520	\$1,277,270
Maui	62,730	9,347	14.9%	\$13,535,369	\$1,448	\$2,707,074

Top ten Hawai'i zip codes for total federal EITC dollars

Zip Code	Location	Federal EITC \$	\$ from 20% State EITC
96797	Waipahu	\$8,293,075	\$1,658,615
96792	Wai'anae	\$7,996,467	\$1,599,293
96819	Honolulu	\$7,583,395	\$1,516,679
96786	Wahiawa	\$7,230,561	\$1,446,112
96817	Honolulu	\$6,929,785	\$1,385,957
96818	Honolulu	\$5,664,410	\$1,132,882
96720	Hilo	\$5,187,741	\$1,037,548
96706	'Ewa Beach	\$4,720,132	\$944,026
96744	Kane'ohe	\$3,980,969	\$796,194
96734	Kailua	\$3,168,583	\$633,717

Top ten Hawai'i zip codes for %age of taxpayers who file for federal EITC

Zip Code	Location	% EITC Filers	\$ from 20% State EITC
96770	Maunaloa	31.6%	\$21,191
96769	Makaweli	30.2%	\$25,748
96729	Ho'olehua	29.7%	\$36,137
96726	Honauau	28.3%	\$56,386
96792	Wai'anae	27.8%	\$1,599,293
96786	Wahiawa	27.8%	\$1,446,112
96778	Pahoa	27.4%	\$319,288
96772	Na'alehu	27.2%	\$79,324
96760	Kurtistown	25.6%	\$99,733
96748	Kaunakakai	25.5%	\$148,901

¹² Internal Revenue Service.

ASSET BUILDING OVERVIEW

*A refundable state EITC is part of a **comprehensive public policy to help Hawai'i's people build assets.** This policy package should include a package of programs, tax incentives, regulatory changes, and other mechanisms to help people earn more, save more, protect hard earned assets, start businesses and become homeowners.*

- ▶ **One in five** households in Hawai'i have zero or negative net worth, the 6th worst ranking among the states.
- ▶ **One in four** households do not have enough assets to subsist at the poverty level for three months if their income were disrupted.
- ▶ 69% of jobs in Hawai'i **do not pay a living wage** making it difficult for many families to make ends meet, let alone pay off debt, build savings accounts, start businesses, or buy homes.
- ▶ Assets are essential for three reasons.
 1. To have **financial security**—confidence to face job loss, medical emergencies, natural disasters and other misfortunes
 2. To create **economic opportunities** for oneself—the quintessential element of the American Dream
 3. To **leave a legacy** for future generations—the obligation of Hawai'i's ancestors and its current people.
- ▶ The wealthy benefit the most from existing asset-building policies—deductions for mortgage interest and property taxes, tax deferred retirement and education savings, lower taxes on long-term capital gains, etc. The state of Hawai'i can **level the playing field** by creating more asset-building opportunities for low- and middle-income households.
- ▶ Asset-building is **a critical economic development tool** to build the human capital needed to fuel the modern economy—also known as the “knowledge economy,” “new economy,” or the “innovation, science, and technology economy”

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How to Really Help Low-Wage Workers

By Thomas Z. Freedman

If the House and Senate are able to agree on a minimum-wage hike and the president signs the bill, some may say we will have done enough to help low-income workers. It's true that low-wage workers urgently need a raise, that millions of Americans work full time and still live below the poverty line. But while an increase in the minimum wage is better than nothing, alone it is an incomplete instrument for really making work pay.

We should raise the minimum wage while committing our country to a bigger bargain: If you work full time, then you and your family will live above the poverty line. This goal is not only morally right but one our country can afford.

Published statistics for 2004, the most recent year with solid available data, show that about 3.5 million full-time workers earned less than poverty-level wages. Factoring in government benefits, about 2.6 percent of full-time workers live below the poverty line. That is about 2.7 million Americans. And these struggling workers frequently support families, meaning millions more depend on them.

On its own, the minimum wage is an imperfect means for ensuring no full-time worker is poor. First, it almost certainly will not be raised enough. Even the plan to raise it to \$7.25 an hour has been a political struggle, with success now likely but not guaranteed. It would take a wage of \$10 an hour for a worker to earn \$20,000 a year, about the poverty threshold for a family of four. Second, there are reasonable arguments that a \$10 minimum wage would harm many small businesses. Finally, increases in the minimum wage are not indexed for inflation -- and may never be. The last increase was 10 years ago, and some full-time workers have fallen further below the poverty line since then. Even with a new raise, workers will once again slip into poverty if a decade or more goes by between increases.

A better approach would be to increase the wage and simultaneously expand the earned-income tax credit (EITC). This program, signed into law by President Gerald Ford and greatly expanded and popularized by President Bill Clinton, is designed specifically to reward work. It is one of the country's most successful anti-poverty programs.

The EITC program, however, has substantial shortcomings. It does not cover childless workers younger than 25, and the credit does not help meet the costs of raising additional children after a family's second child. Further, many people who are eligible don't apply for the credit. These holes have significant consequences.

How many reforms are enacted would affect the cost of the credit. Increasing the EITC for families with three or more children -- more than half of all poor children live in such families -- would help an estimated 3 million families and cost about \$3 billion. Crucial actions such as improved outreach or removing a built-in marriage penalty could each be done for about \$1 billion; more complete reforms that would also help those living barely above the poverty line could cost 10 times that or more. But this is the best time in a decade to make this bargain with low-wage workers. An increased minimum wage will help millions of poor people; combining it with a new commitment to the earned-income tax credit could take them the rest of the way out of poverty.

Arguably, supporting those who are working hard and playing by the rules is as important a societal good as tax breaks for companies or even encouraging home ownership. The question ultimately is about our nation's priorities. The federal budget is more than \$2 trillion, and Congress's pork-barrel projects have been estimated at \$47 billion. Home mortgage deductions -- a benefit for mostly middle-class Americans --

average about \$9,500 a year per homeowner. By comparison, the cap on EITC payments last year was \$4,400. The average EITC benefit in 2005 was only \$1,872.

The issue of whether to make such a policy change is timely with a presidential contest looming. It's not unreasonable to hope that some candidate will want the world's richest country to make a new bargain with its poorest workers. We need to raise the minimum wage. But we should also make a larger commitment. If you work hard year-round, we will make sure you are not living below the official poverty line. You may not be rich, but you'll know that in America work pays.

The writer was a senior adviser to President Bill Clinton and is a visiting fellow at the Progressive Policy Institute.

TWENTY-SEVENTH DAY

Thursday, March 8, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:11 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Kahu Joseph Kalahiki, Ola Loa Ministry, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Twenty-Sixth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 504 to 507) were read by the Clerk and were placed on file:

Gov. Msg. No. 504, dated March 2, 2007, transmitting a copy of the Proclamation proclaiming March 1, 2007, as Bikini Atoll Survivor Remembrance Day, pursuant to H.C.R. No. 34 (2006).

Gov. Msg. No. 505, dated March 5, 2007, transmitting a Report Relating to Energy, prepared by the Department of Education pursuant to Act 96, SLH 2006.

Gov. Msg. No. 506, dated March 5, 2007, transmitting a Report on Energy Reduction Efforts, prepared by the Department of Education pursuant to Act 160, SLH 2006.

Gov. Msg. No. 507, dated March 5, 2007, transmitting the Annual Report of the State Educational Facilities Improvement Special Fund, prepared by the Department of Education pursuant to Section 36-32, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 93 to 461) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 93, transmitting H.B. No. 1, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed First Reading by title and was referred to the Committee on Public Safety, then to the Committee on Ways and Means.

Hse. Com. No. 94, transmitting H.B. No. 5, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 5, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was referred to the Committee on Public Safety, then to the Committee on Ways and Means.

Hse. Com. No. 95, transmitting H.B. No. 13, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 13, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 96, transmitting H.B. No. 14, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 14, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 97, transmitting H.B. No. 15, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 15, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 98, transmitting H.B. No. 16, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 16, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 99, transmitting H.B. No. 17, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 17, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education.

Hse. Com. No. 100, transmitting H.B. No. 18, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 18, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 101, transmitting H.B. No. 19, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 19, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 102, transmitting H.B. No. 23, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 23, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 103, transmitting H.B. No. 24, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 24, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 104, transmitting H.B. No. 30, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 30, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 105, transmitting H.B. No. 31, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 31, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 106, transmitting H.B. No. 34, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 34, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 107, transmitting H.B. No. 38, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 38, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 108, transmitting H.B. No. 55, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 55, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 109, transmitting H.B. No. 56, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 56, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 110, transmitting H.B. No. 70, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 70, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 111, transmitting H.B. No. 71, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 71, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 112, transmitting H.B. No. 88, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 88, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 113, transmitting H.B. No. 90, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 90, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 114, transmitting H.B. No. 91, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 91, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 115, transmitting H.B. No. 92, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 92, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 116, transmitting H.B. No. 93, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 93, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 117, transmitting H.B. No. 104, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 104, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 118, transmitting H.B. No. 110, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 110, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 119, transmitting H.B. No. 116, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 116, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation.

Hse. Com. No. 120, transmitting H.B. No. 119, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 119, entitled: "A BILL FOR AN ACT

RELATING TO AGRICULTURAL WATER SYSTEMS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 121, transmitting H.B. No. 128, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 128, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 122, transmitting H.B. No. 136, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 136, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AIDS RESEARCH," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 123, transmitting H.B. No. 149, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 149, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 124, transmitting H.B. No. 150, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 150, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 125, transmitting H.B. No. 154, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 154, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 126, transmitting H.B. No. 155, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 155, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental

and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 127, transmitting H.B. No. 160, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 160, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 128, transmitting H.B. No. 162, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 162, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 129, transmitting H.B. No. 194, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 194, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 130, transmitting H.B. No. 195, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 195, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 131, transmitting H.B. No. 200, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 200, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 132, transmitting H.B. No. 201, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 201, entitled: "A BILL FOR AN ACT RELATING TO STATE VETERANS' HOME," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 133, transmitting H.B. No. 208, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 134, transmitting H.B. No. 211, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 211, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 135, transmitting H.B. No. 212, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 212, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 136, transmitting H.B. No. 223, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 223, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 137, transmitting H.B. No. 226, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 226, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 138, transmitting H.B. No. 238, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 238, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 139, transmitting H.B. No. 245, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 245, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGNATION OF A HAWAII ARCHEOLOGICAL SURVEY," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 140, transmitting H.B. No. 248, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 248, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 141, transmitting H.B. No. 249, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 249, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING TOURISM," passed First Reading by title and was referred jointly to the Committee on Tourism and Government Operations and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 142, transmitting H.B. No. 250, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 250, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 143, transmitting H.B. No. 252, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 252, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAXES FOR SPECULATIVE SALES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 144, transmitting H.B. No. 257, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 257, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 145, transmitting H.B. No. 260, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 260, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS OF RESOURCE VALUE LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 146, transmitting H.B. No. 272, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 272, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 147, transmitting H.B. No. 273, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 273, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANNUITIES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 148, transmitting H.B. No. 275, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 275, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 149, transmitting H.B. No. 277, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 277, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 150, transmitting H.B. No. 303, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 303, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 151, transmitting H.B. No. 304, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 304, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO LEGISLATIVE VACANCIES,” passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 152, transmitting H.B. No. 310, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 310, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 153, transmitting H.B. No. 312, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 312, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT,” passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 154, transmitting H.B. No. 317, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 317, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS,” passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 155, transmitting H.B. No. 320, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 320, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,” passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 156, transmitting H.B. No. 325, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 325, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DENTAL CARE,” passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 157, transmitting H.B. No. 330, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 330, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROSTITUTION,” passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 158, transmitting H.B. No. 337, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 337, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 159, transmitting H.B. No. 338, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 338, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT,” passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 160, transmitting H.B. No. 351, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 351, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 161, transmitting H.B. No. 356, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 356, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT,” passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 162, transmitting H.B. No. 357, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 357, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY,” passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 163, transmitting H.B. No. 362, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 362, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENTS,” passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 164, transmitting H.B. No. 367, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 367, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed First Reading by title and was referred jointly to the Committee on Health, the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 165, transmitting H.B. No. 373, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 373, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCRAP DEALERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 166, transmitting H.B. No. 375, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 375, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 167, transmitting H.B. No. 379, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 379, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 168, transmitting H.B. No. 380, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 380, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PARTICIPATION IN GOVERNMENT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 169, transmitting H.B. No. 399, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 399, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 170, transmitting H.B. No. 400, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 400, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land,

Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 171, transmitting H.B. No. 401, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 401, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 172, transmitting H.B. No. 402, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 402, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 173, transmitting H.B. No. 404, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 404, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 174, transmitting H.B. No. 408, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 408, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 175, transmitting H.B. No. 419, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 419, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 176, transmitting H.B. No. 424, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 424, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 177, transmitting H.B. No. 426, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 426, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 178, transmitting H.B. No. 428, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 428, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 179, transmitting H.B. No. 429, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 429, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 180, transmitting H.B. No. 435, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 435, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 181, transmitting H.B. No. 436, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 436, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 182, transmitting H.B. No. 451, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

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

Hse. Com. No. 183, transmitting H.B. No. 453, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 453, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 184, transmitting H.B. No. 456, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 456, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 185, transmitting H.B. No. 457, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 457, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Public Safety, then to the Committee on Ways and Means.

Hse. Com. No. 186, transmitting H.B. No. 469, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 469, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 187, transmitting H.B. No. 473, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 473, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 188, transmitting H.B. No. 483, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 483, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 189, transmitting H.B. No. 487, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 487, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROGRAMS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 190, transmitting H.B. No. 497, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 497, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 191, transmitting H.B. No. 501, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 501, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 192, transmitting H.B. No. 502, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 502, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 193, transmitting H.B. No. 504, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 504, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 194, transmitting H.B. No. 506, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 506, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 195, transmitting H.B. No. 507, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 507, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BOATING," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 196, transmitting H.B. No. 516, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 516, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 197, transmitting H.B. No. 527, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 527, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Labor.

Hse. Com. No. 198, transmitting H.B. No. 528, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 528, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Labor.

Hse. Com. No. 199, transmitting H.B. No. 531, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 531, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 200, transmitting H.B. No. 564, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 564, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 201, transmitting H.B. No. 567, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 567, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR SPORTS FACILITY," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 202, transmitting H.B. No. 569, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 569, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 203, transmitting H.B. No. 570, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 570, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 204, transmitting H.B. No. 575, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 575, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," passed First Reading by title and was referred jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 205, transmitting H.B. No. 581, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 581, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 206, transmitting H.B. No. 583, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 583, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 207, transmitting H.B. No. 592, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 592, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 208, transmitting H.B. No. 595, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 595, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 209, transmitting H.B. No. 598, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and

the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 210, transmitting H.B. No. 600, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 600, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 211, transmitting H.B. No. 624, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 624, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed First Reading by title and was referred to the Committee on Public Safety, then to the Committee on Ways and Means.

Hse. Com. No. 212, transmitting H.B. No. 627, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 627, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 213, transmitting H.B. No. 639, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 639, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 214, transmitting H.B. No. 646, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 646, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 215, transmitting H.B. No. 652, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 652, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 216, transmitting H.B. No. 657, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 657, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 217, transmitting H.B. No. 659, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TARO," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 218, transmitting H.B. No. 661, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 661, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 219, transmitting H.B. No. 667, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 667, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 220, transmitting H.B. No. 670, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 670, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Judiciary and Labor.

Hse. Com. No. 221, transmitting H.B. No. 676, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 222, transmitting H.B. No. 687, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 687, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 223, transmitting H.B. No. 692, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 692, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 224, transmitting H.B. No. 707, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 707, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 225, transmitting H.B. No. 714, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 714, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs.

Hse. Com. No. 226, transmitting H.B. No. 715, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 715, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WATER FOR AGRICULTURAL USE ON LANAI," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 227, transmitting H.B. No. 724, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 724, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 228, transmitting H.B. No. 747, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 747, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURY SERVICE," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 229, transmitting H.B. No. 750, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 750, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Economic Development and Taxation.

Hse. Com. No. 230, transmitting H.B. No. 751, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 751, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 231, transmitting H.B. No. 758, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 758, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 232, transmitting H.B. No. 760, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 760, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 233, transmitting H.B. No. 763, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 763, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 234, transmitting H.B. No. 764, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 764, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 235, transmitting H.B. No. 767, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 767, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 236, transmitting H.B. No. 772, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 772, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 237, transmitting H.B. No. 777, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 777, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 238, transmitting H.B. No. 791, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 791, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 239, transmitting H.B. No. 806, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 806, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 240, transmitting H.B. No. 807, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 807, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 241, transmitting H.B. No. 817, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 817, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 242, transmitting H.B. No. 825, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 825, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 243, transmitting H.B. No. 831, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 831, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 244, transmitting H.B. No. 832, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 832, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 245, transmitting H.B. No. 833, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 833, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 246, transmitting H.B. No. 835, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 835, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 247, transmitting H.B. No. 840, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 840, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY TECHNOLOGIES," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 248, transmitting H.B. No. 843, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 843, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," passed First

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

Hse. Com. No. 249, transmitting H.B. No. 844, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 844, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF REAL PROPERTY IN WAHIAWA, OAHU," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 250, transmitting H.B. No. 852, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 852, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEE RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 251, transmitting H.B. No. 853, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 853, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 252, transmitting H.B. No. 859, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 859, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 253, transmitting H.B. No. 861, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 861, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 254, transmitting H.B. No. 863, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 863, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 255, transmitting H.B. No. 869, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 869, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," passed First Reading by title and was referred jointly to the Committee on Transportation and International Affairs, the Committee on Education and the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 256, transmitting H.B. No. 870, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 870, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 257, transmitting H.B. No. 871, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 871, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 258, transmitting H.B. No. 881, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 881, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COST OF LIVING ADJUSTMENTS TO INCOME TAX RATES AND STANDARD DEDUCTION AND PERSONAL EXEMPTION AMOUNTS," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 259, transmitting H.B. No. 894, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 894, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS' LICENSES," passed First Reading by title and was referred to the Committee on Transportation and International Affairs.

Hse. Com. No. 260, transmitting H.B. No. 895, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 895, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs.

Hse. Com. No. 261, transmitting H.B. No. 899, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 899, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 262, transmitting H.B. No. 902, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 902, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 263, transmitting H.B. No. 906, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 906, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 264, transmitting H.B. No. 909, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 909, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTEREST," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 265, transmitting H.B. No. 910, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 910, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 266, transmitting H.B. No. 916, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 916, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 267, transmitting H.B. No. 928, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 928, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 268, transmitting H.B. No. 931, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 931, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed First Reading by title and was referred to the Committee on Transportation and International Affairs.

Hse. Com. No. 269, transmitting H.B. No. 936, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 936, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 270, transmitting H.B. No. 962, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 962, entitled: "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 271, transmitting H.B. No. 963, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 963, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 272, transmitting H.B. No. 966, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 966, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 273, transmitting H.B. No. 975, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 975, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed

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

Hse. Com. No. 274, transmitting H.B. No. 987, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 987, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 275, transmitting H.B. No. 1001, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1001, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 276, transmitting H.B. No. 1002, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1002, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 277, transmitting H.B. No. 1003, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1003, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Education, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 278, transmitting H.B. No. 1004, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1004, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 279, transmitting H.B. No. 1005, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1005, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 280, transmitting H.B. No. 1006, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1006, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 281, transmitting H.B. No. 1008, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1008, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 282, transmitting H.B. No. 1009, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1009, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 283, transmitting H.B. No. 1014, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1014, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 284, transmitting H.B. No. 1018, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1018, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed First Reading by title and was referred jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 285, transmitting H.B. No. 1023, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1023, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 286, transmitting H.B. No. 1028, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1028, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WALKING TRAILS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 287, transmitting H.B. No. 1037, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1037, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 288, transmitting H.B. No. 1043, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1043, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 289, transmitting H.B. No. 1047, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1047, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE AND FAMILY THERAPISTS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 290, transmitting H.B. No. 1057, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1057, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 291, transmitting H.B. No. 1058, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1058, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 292, transmitting H.B. No. 1067, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1067, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATES OF NEED," passed

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

Hse. Com. No. 293, transmitting H.B. No. 1072, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1072, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 294, transmitting H.B. No. 1076, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1076, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 295, transmitting H.B. No. 1082, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1082, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF WATER SUPPLY," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 296, transmitting H.B. No. 1083, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1083, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 297, transmitting H.B. No. 1095, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1095, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 298, transmitting H.B. No. 1096, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1096, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Economic

Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 299, transmitting H.B. No. 1108, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1108, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 300, transmitting H.B. No. 1114, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1114, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 301, transmitting H.B. No. 1120, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1120, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 302, transmitting H.B. No. 1121, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1121, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER RATES FOR AGRICULTURAL USES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 303, transmitting H.B. No. 1130, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1130, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 304, transmitting H.B. No. 1131, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1131, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION DATE," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 305, transmitting H.B. No. 1132, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1132, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION DAY POLL WATCHERS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 306, transmitting H.B. No. 1133, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1133, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 307, transmitting H.B. No. 1149, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1149, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 308, transmitting H.B. No. 1152, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1152, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 309, transmitting H.B. No. 1155, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1155, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 310, transmitting H.B. No. 1159, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1159, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 311, transmitting H.B. No. 1171, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1171, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on

Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 312, transmitting H.B. No. 1179, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1179, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII FOR COQUI FROG ERADICATION AND CONTROL," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 313, transmitting H.B. No. 1188, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1188, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 314, transmitting H.B. No. 1201, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1201, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 315, transmitting H.B. No. 1210, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1210, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 316, transmitting H.B. No. 1211, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1211, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 317, transmitting H.B. No. 1215, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1215, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 318, transmitting H.B. No. 1220, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1220, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 319, transmitting H.B. No. 1221, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1221, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 320, transmitting H.B. No. 1222, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1222, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 321, transmitting H.B. No. 1226, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1226, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 322, transmitting H.B. No. 1227, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1227, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 323, transmitting H.B. No. 1231, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1231, H.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 324, transmitting H.B. No. 1234, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1234, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TESTIMONY," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 325, transmitting H.B. No. 1239, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1239, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 326, transmitting H.B. No. 1246, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1246, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 327, transmitting H.B. No. 1253, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1253, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 328, transmitting H.B. No. 1260, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1260, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Labor.

Hse. Com. No. 329, transmitting H.B. No. 1268, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1268, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 330, transmitting H.B. No. 1270, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1270, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 331, transmitting H.B. No. 1277, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1277, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 332, transmitting H.B. No. 1278, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1278, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 333, transmitting H.B. No. 1283, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1283, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 334, transmitting H.B. No. 1289, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1289, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 335, transmitting H.B. No. 1291, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1291, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 336, transmitting H.B. No. 1292, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1292, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 337, transmitting H.B. No. 1294, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1294, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 338, transmitting H.B. No. 1306, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1306, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 339, transmitting H.B. No. 1307, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1307, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 340, transmitting H.B. No. 1311, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 341, transmitting H.B. No. 1323, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1323, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 342, transmitting H.B. No. 1328, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1328, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 343, transmitting H.B. No. 1334, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1334, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES," passed First Reading by title and was

referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 344, transmitting H.B. No. 1337, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1337, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 345, transmitting H.B. No. 1338, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1338, H.D. 2, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 346, transmitting H.B. No. 1339, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1339, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 347, transmitting H.B. No. 1345, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1345, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 348, transmitting H.B. No. 1352, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1352, H.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 349, transmitting H.B. No. 1353, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1353, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed First Reading by title and was referred to the Committee on Water,

Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 350, transmitting H.B. No. 1356, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1356, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 351, transmitting H.B. No. 1359, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1359, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 352, transmitting H.B. No. 1361, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1361, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 353, transmitting H.B. No. 1364, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1364, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 354, transmitting H.B. No. 1366, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1366, entitled: "A BILL FOR AN ACT RELATING TO SEPARATION INCENTIVES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 355, transmitting H.B. No. 1367, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1367, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 356, transmitting H.B. No. 1370, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1370, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 357, transmitting H.B. No. 1371, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1371, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 358, transmitting H.B. No. 1372, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1372, H.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," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 359, transmitting H.B. No. 1373, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1373, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 360, transmitting H.B. No. 1377, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1377, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 361, transmitting H.B. No. 1378, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1378, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 362, transmitting H.B. No. 1379, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1379, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 363, transmitting H.B. No. 1402, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1402, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," passed First Reading by title and was referred jointly to the Committee on Public Safety and the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 364, transmitting H.B. No. 1403, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1403, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed First Reading by title and was referred to the Committee on Public Safety, then to the Committee on Ways and Means.

Hse. Com. No. 365, transmitting H.B. No. 1406, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1406, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 366, transmitting H.B. No. 1411, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1411, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 367, transmitting H.B. No. 1412, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1412, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION'S BENEFITS-FUNDED REVENUE-GENERATING COMPUTER INITIATIVES," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 368, transmitting H.B. No. 1414, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1414, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 369, transmitting H.B. No. 1434, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1434, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 370, transmitting H.B. No. 1435, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1435, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 371, transmitting H.B. No. 1440, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1440, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was referred to the Committee on Public Safety, then to the Committee on Judiciary and Labor.

Hse. Com. No. 372, transmitting H.B. No. 1442, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1442, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 373, transmitting H.B. No. 1452, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1452, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 374, transmitting H.B. No. 1456, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1456, H.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO PSYCHOLOGISTS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 375, transmitting H.B. No. 1471, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1471, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 376, transmitting H.B. No. 1475, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1475, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 377, transmitting H.B. No. 1477, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1477, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 378, transmitting H.B. No. 1479, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1479, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 379, transmitting H.B. No. 1493, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1493, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 380, transmitting H.B. No. 1495, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1495, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PALLIATIVE CARE RESOURCES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 381, transmitting H.B. No. 1499, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1499, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 382, transmitting H.B. No. 1500, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1500, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 383, transmitting H.B. No. 1503, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1503, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 384, transmitting H.B. No. 1512, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1512, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 385, transmitting H.B. No. 1516, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1516, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS AT AND THE RELOCATION OF HONOLULU MARINE, INC. TO KEEHI SMALL BOAT HARBOR," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 386, transmitting H.B. No. 1518, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1518, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 387, transmitting H.B. No. 1525, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1525, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT TO WEST MAUI SOIL AND WATER CONSERVATION DISTRICT," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 388, transmitting H.B. No. 1528, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1528, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 389, transmitting H.B. No. 1529, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1529, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 390, transmitting H.B. No. 1530, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1530, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 391, transmitting H.B. No. 1531, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1531, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 392, transmitting H.B. No. 1547, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1547, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 393, transmitting H.B. No. 1548, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1548, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 394, transmitting H.B. No. 1561, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1561, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed First Reading by title and was referred jointly to the Committee on Judiciary and Labor, the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 395, transmitting H.B. No. 1565, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1565, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 396, transmitting H.B. No. 1577, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1577, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED COFFEE," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 397, transmitting H.B. No. 1590, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1590, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 398, transmitting H.B. No. 1605, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1605, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 399, transmitting H.B. No. 1608, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1608, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 400, transmitting H.B. No. 1609, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1609, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 401, transmitting H.B. No. 1614, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1614, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 402, transmitting H.B. No. 1615, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1615, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A SHELLFISH AQUACULTURE INDUSTRY," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 403, transmitting H.B. No. 1627, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1627, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 404, transmitting H.B. No. 1628, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1628, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 405, transmitting H.B. No. 1630, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1630, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 406, transmitting H.B. No. 1631, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1631, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS

INVESTMENT TAX CREDIT," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 407, transmitting H.B. No. 1639, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1639, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 408, transmitting H.B. No. 1641, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1641, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 409, transmitting H.B. No. 1646, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1646, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 410, transmitting H.B. No. 1659, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 411, transmitting H.B. No. 1660, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1660, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 412, transmitting H.B. No. 1667, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1667, H.D. 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURCHASE OF LAND TO DEVELOP KALAELOA COMMUNITY DEVELOPMENT DISTRICT," passed First Reading by title and was referred to the Committee

on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 413, transmitting H.B. No. 1670, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1670, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 414, transmitting H.B. No. 1707, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1707, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF CAVES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 415, transmitting H.B. No. 1718, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1718, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CRUISELINE INDUSTRY," passed First Reading by title and was referred jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 416, transmitting H.B. No. 1719, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1719, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 417, transmitting H.B. No. 1721, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1721, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES PERSONNEL," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Labor.

Hse. Com. No. 418, transmitting H.B. No. 1735, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1735, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO COMMEMORATE THE CONTRIBUTIONS OF HAWAII'S RANCHING COMMUNITY," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land,

Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 419, transmitting H.B. No. 1746, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1746, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 420, transmitting H.B. No. 1750, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1750, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 421, transmitting H.B. No. 1755, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1755, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 422, transmitting H.B. No. 1756, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1756, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 423, transmitting H.B. No. 1757, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1757, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 424, transmitting H.B. No. 1764, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1764, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 425, transmitting H.B. No. 1767, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1767, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed First Reading by title and was referred to the Committee on Tourism and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 426, transmitting H.B. No. 1773, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1773, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 427, transmitting H.B. No. 1781, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1781, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TECHNOLOGY AND INNOVATION CENTER," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 428, transmitting H.B. No. 1784, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1784, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 429, transmitting H.B. No. 1785, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1785, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 430, transmitting H.B. No. 1786, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1786, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Human Services and Public Housing and the Committee on Education, then to the Committee on Ways and Means.

Hse. Com. No. 431, transmitting H.B. No. 1787, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1787, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 432, transmitting H.B. No. 1792, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1792, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUG ABUSE," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 433, transmitting H.B. No. 1799, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1799, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Economic Development and Taxation, then to the Committee on Ways and Means.

Hse. Com. No. 434, transmitting H.B. No. 1814, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1814, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 435, transmitting H.B. No. 1817, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1817, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 436, transmitting H.B. No. 1818, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1818, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 437, transmitting H.B. No. 1830, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1830, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Judiciary and Labor.

Hse. Com. No. 438, transmitting H.B. No. 1831, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1831, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAME MANAGEMENT AREAS,"

passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 439, transmitting H.B. No. 1832, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1832, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 440, transmitting H.B. No. 1833, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1833, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR BUSINESS PRACTICES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 441, transmitting H.B. No. 1836, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1836, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 442, transmitting H.B. No. 1844, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1844, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," passed First Reading by title and was referred to the Committee on Human Services and Public Housing, then to the Committee on Ways and Means.

Hse. Com. No. 443, transmitting H.B. No. 1848, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1848, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 444, transmitting H.B. No. 1864, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1864, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY FOR COQUI FROG ERADICATION EFFORTS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 445, transmitting H.B. No. 1866, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1866, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 446, transmitting H.B. No. 1899, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1899, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," passed First Reading by title and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 447, transmitting H.B. No. 1901, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1901, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 448, transmitting H.B. No. 1902, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1902, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means.

Hse. Com. No. 449, transmitting H.B. No. 1905, H.D. 3, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1905, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor.

Hse. Com. No. 450, transmitting H.B. No. 1907, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1907, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 451, transmitting H.B. No. 1909, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1909, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed First Reading by title and was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 452, transmitting H.B. No. 1912, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1912, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIODIESEL PROJECTS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 453, transmitting H.B. No. 1919, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1919, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

Hse. Com. No. 454, transmitting H.B. No. 1922, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1922, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 455, transmitting H.B. No. 1923, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1923, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed First Reading by title and was referred jointly to the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 456, transmitting H.B. No. 1924, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1924, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ERADICATION AND CONTROL OF THE COQUI FROG," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 457, transmitting H.B. No. 1931, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1931, entitled: "A BILL FOR AN ACT

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 458, transmitting H.B. No. 1941, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1941, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLING INVASIVE SPECIES," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 459, transmitting H.B. No. 1943, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1943, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 460, transmitting H.B. No. 1948, H.D. 2, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1948, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 461, transmitting H.B. No. 1950, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1950, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Intergovernmental and Military Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 48 to 54) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 48 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF THE HAWAII DISABILITIES RIGHTS CENTER."

Offered by: Senator Bunda.

No. 49 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO IDENTIFY ALL PLANNED COMMUNITY ASSOCIATIONS IN HAWAII, THEIR SIZE, AND THE LAWS UNDER WHICH THEY ARE REGULATED."

Offered by: Senators Espero, Nishihara, Kim, Inouye, Trimble, Fukunaga, Tokuda, Chun Oakland, Gabbard, Hemmings, English, Menor, Baker, Sakamoto, Bunda, Slom, Ihara, Kokubun, Ige.

No. 50 "SENATE CONCURRENT RESOLUTION REQUESTING THE CHAIRS OF THE HOUSE COMMITTEE ON LABOR AND PUBLIC EMPLOYMENT AND THE SENATE COMMITTEE ON JUDICIARY AND LABOR TO ESTABLISH A JOINT LEGISLATIVE STUDY GROUP TO INVESTIGATE THE ISSUES INVOLVED IN IMPLEMENTING TWENTY-FOUR-HOUR INSURANCE COVERAGE IN HAWAII."

Offered by: Senators Sakamoto, Hee, Inouye, Tokuda, Nishihara, Gabbard, Chun Oakland, Kokubun.

No. 51 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A FEASIBILITY STUDY ON HAVING A ROBOTICS EDUCATION COORDINATOR WITHIN THE UNIVERSITY."

Offered by: Senators Espero, Nishihara, Kim, Inouye, Trimble, Fukunaga, Tokuda, Chun Oakland, Gabbard, Menor, Baker, Sakamoto, Ige, Bunda, Ihara, Kokubun.

No. 52 "SENATE CONCURRENT RESOLUTION DIRECTING THE IMPLEMENTATION OF ADULT EDUCATION PROGRAMS FOR INCARCERATED PERSONS TO ASSIST WITH THEIR TRANSITION BACK INTO THE COMMUNITY UPON RELEASE."

Offered by: Senators Sakamoto, Inouye, Tokuda, Espero, Nishihara.

No. 53 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS."

Offered by: Senators Espero, Chun Oakland, Gabbard, Hemmings, Nishihara, Kim, Inouye, Trimble, Fukunaga, Tokuda, Bunda, Slom, Ihara, English, Menor, Baker, Sakamoto, Ige, Kokubun.

No. 54 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION OFFICER TO NOMINATE THE HILO COUNTY JAIL TO THE REGISTER OF HISTORIC PLACES."

Offered by: Senators Inouye, Hee, Fukunaga, Ige, Chun Oakland, Baker, Tsutsui, Hanabusa, Nishihara, Kokubun, Tokuda, Espero, Hooser, Menor, Ihara.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 26 to 29) were read by the Clerk and were deferred:

Senate Resolution

No. 26 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A FEASIBILITY STUDY ON HAVING A ROBOTICS EDUCATION COORDINATOR WITHIN THE UNIVERSITY."

Offered by: Senators Espero, Nishihara, Kim, Inouye, Trimble, Fukunaga, Tokuda, Chun Oakland, Menor, Baker, Sakamoto, Ihara, Ige, Bunda, Kokubun.

No. 27 "SENATE RESOLUTION DIRECTING THE IMPLEMENTATION OF ADULT EDUCATION PROGRAMS FOR INCARCERATED PERSONS TO ASSIST WITH THEIR TRANSITION BACK INTO THE COMMUNITY UPON RELEASE."

Offered by: Senators Sakamoto, Inouye, Tokuda, Espero, Nishihara.

No. 28 "SENATE RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS."

Offered by: Senators Espero, Gabbard, Chun Oakland, Nishihara, Inouye, Fukunaga, Kokubun, Slom, English, Menor, Ihara, Kim, Trimble, Tokuda, Hemmings, Bunda, Baker, Sakamoto, Ige.

No. 29 "SENATE RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION OFFICER TO NOMINATE THE HILO COUNTY JAIL TO THE REGISTER OF HISTORIC PLACES."

Offered by: Senators Inouye, Hee, Fukunaga, Ige, Chun Oakland, Baker, Tsutsui, Hanabusa, Nishihara, Kokubun, Tokuda, Espero, Hooser, Menor, Ihara.

ORDER OF THE DAY

THIRD READING

S.B. No. 1702, S.D. 2:

Senator Menor moved that S.B. No. 1702, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hooser.

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

"Madam President, I rise to speak in favor of this particular measure.

"Madam President, I'll keep my remarks brief given the fact that the issues raised by this bill were discussed during Floor Session this past Tuesday. This bill of course contains provisions that will increase the recycling of beverage containers by making redemption fairer and more convenient for consumers. The key provision of this measure that has garnered the most attention is of course the requirement that big box retailers, large stores, and supermarkets set up redemption centers for beverage containers on the dealers' premises unless the retailers fall under certain exemptions. But while that's meaningful change, I just wanted to also bring to the attention of the members that there are other provisions in this bill which are also important and will significantly improve our deposit beverage container program.

"This bill specifies minimum hours of operation of redemption centers that will make it even more convenient for consumers to return recyclable containers. In addition, this bill will require redemption centers to count rather than weigh up to 200 containers when consumers ask. This will address the concerns that have been expressed by many consumers who feel that they are being shortchanged when the redemption centers weigh the returned containers to calculate the amount of the deposits to be returned. All of these provisions will help to make our recycling program more consumer-friendly, increase redemptions, and benefit the community. In fact, in a recent editorial entitled, 'Grocery Stores Should Take Back Drink Containers,' the Honolulu Star-Bulletin endorsed and expressed its support for this particular measure.

"In conclusion, I believe that the passage of this bill is important because while we've made significant strides in addressing the problem of the disposal of beverage containers in Hawai'i, there's much more that we can do. I want to reiterate again a statistic that I shared with my colleagues during the Floor Session this past Tuesday, which is that every year there are at least one-quarter-of-a-billion bottles and cans that are not being recycled and which eventually enter the waste stream. Imagine 250 million bottles and cans wasted. Therefore, I respectfully ask my colleagues to support this measure so that we can live up to our responsibility as elected officials to promote a healthy and clean environment for this and future generations of Hawai'i citizens.

"Thank you."

Senator Trimble rose in opposition to the measure as follows:

"Madam President, I rise in opposition to S.B. No. 1702.

"Colleagues, on Tuesday I supported the amendment. I thought it was going in the right direction, and I thought, before I cast my vote today, I would talk to those organizations that represent the retail grocer, not necessarily the 'big box' store, but the retail grocer. If they supported the bill, I would have voted for it today. They do not support the bill and I will offer two things for your consideration.

"The first one is that the grocery store today is very much different than the 1950's when bottle bills first came into vogue in the United States. The difference is that there is fresh prepared food that is served at retail grocery stores. That was not a common occurrence 40 years ago. When we look at how society deals with fresh product streams and waste streams, societies try to keep these streams separate. That's why we have fresh water pipes and black water pipes. The concern is one of public safety and health.

"The second thing is that retail grocers probably only make a penny or so for every dollar worth of goods they sell. So, if you increase their costs, they have to sell literally thousands and tens of thousands of dollars of more merchandise before they make up for that cost. If they oppose this bill, what it's going to mean is that their cost go up and the price of food to the consumer will increase accordingly.

"No numbers have been supplied as to how much this food increase cost is going to be. I think we should wait until we have some good numbers as responsible elected officials so we can tell our constituents how much prices are going to go up as a result. I grant you that not all containers are being recycled, but if recycling each and every bottle to the last bottle is what we aim to do, it is going to be incredibly expensive. Let's look at the cost before we decide what is the right thing to do.

"Thank you."

Senator Slom rose to oppose the measure and said:

"Madam President, I, too, rise in opposition to this bill, S.B. No. 1702.

"I'll summarize my remarks that I made, basically, on Tuesday, but I think when we talk about the responsibility of Legislators, I don't think one of our responsibilities is to force people to do things that ordinarily they wouldn't do or that cost them money or provides unintended consequences, and that's what we're doing with this bill. We are forcing stores, and the argument has been, on Tuesday it was that we're only going after the 'big box' retailers, which somehow is seen as a good

thing. But the reality is that we're not just going after the 'big box' retailers – we're going to make medium size stores suffer along with other retailers.

"As the good Senator from Waikiki said, the industry is opposed to it not because they're opposed to recycling, because actually this bill and this law has nothing to do with recycling. This is a tax. It is a money bill. The fact that no other state in the Union – no other state in the Union – has a program like this where the State benefits and has a balance in excess of \$24 million right now. That's what this is about – it's about money.

"We have not seen any appreciable relief for the landfills. We heard the arguments years ago about how this was going to reduce landfills because how much damage the bottles and cans do. And as we all know, that is not true. The real and genuine percentage of contents in the landfill from these kinds of containers averages between 2 and 3 percent. At the high mark, some environmentalists would have us believe it's 7 percent, but even so, it is a small percentage and has not been alleviated.

"In addition to that, we're telling what stores have to do what. We're also telling them what hours they have to be available. We're telling them, 'Oh yeah, you can go out and you can subcontract if you want, you don't have to do it yourself – you can subcontract.' But, as the good Senator from Waikiki said, there's a cost for all of this, and ultimately, the consumers will pay for this cost.

"So, I think the amendment is not helpful. I think that the problem here really is that we don't look at cost and we don't look at these other consequences. And ultimately, as the people of this State and particularly this county have indicated, what they really want, what they desire, what they support, is county curbside recycling without the State getting a cut of the action and raising the prices further.

"Thank you."

Senator Hooser rose to support the measure and stated:

"Madam President, I rise in support of this measure. I'll keep my remarks brief.

"I'd like to commend the Chair for the amendments that were included in this which provide many provisions which will help the retailers who perhaps might struggle with some of the requirements, including one of which I should remind everyone that there is an exemption process so if any retailer feels that this is something they just cannot do, would be too expensive, or be a hardship, there is an exemption process.

"The bill, as everyone will acknowledge, is a work in progress. It still has many committees to go through, but the intent of the measure, I think, supports overwhelming public sentiment as evidenced in the recent election and in communications I had with constituents all over the State. People overwhelmingly want to recycle. They love to recycle. It makes people happy when they can recycle. But, it has to be convenient, and that is the reoccurring theme that comes over and over again. Recycling must be convenient, and there're many other states that require retailers to take back bottles and this, while providing exceptions to the rule, provide a much greater level of convenience for consumers.

"It's obvious and clear and it's a given that industry is going to be opposed to this. As was stated earlier, for industry, it will increase their cost, but I believe industry has a responsibility. After all, who's bringing all this garbage into our State? It's industry. They're the ones bringing it in on containers and selling thousands and thousands of bottles and I, for one,

believe industry should take responsibility for their actions and this is a small step in the right direction. I would hope that industry, in all sectors of the retail business, would start looking at packaging, looking at their responsibility, and helping to minimize the waste and recycle whatever they can that comes into our community.

"For these reasons, and others, I'm encouraging my colleagues to vote in support. Thank you."

Senator Hemmings rose to speak against the measure and said:

"Madam President, I rise to speak against this legislation.

"Madam President, I voted several years ago to enact the bottle bill, and now I'm going to vote against this amendment because this is a double-cross of the people in the marketplace and of, most especially, the industry.

"The bottle bill was unique, as the previous speaker said, because it allowed the State to collect the revenue and also be in charge of collecting the bottles. Now we're telling the marketplace, the people that are bringing in what the previous speaker referred to as 'rubbish' or 'garbage,' actually it's beverages and food and nourishment that we ingest that's being brought in – not rubbish. But having said that, we're now putting the onus of this whole project back on the retailers without giving them the benefit of the float – the State's keeping the money.

"The reason why the container program worked in the 50's is because the small 'mom and pop' stores and the large stores, wherever they were back then, collected the money and kept it, and refunded the money when it came in – so they were allowed to keep the float. So, it worked. The system worked well because they did the work and they were the beneficiaries of it and of course the environment was the beneficiary because all the bottles were taken off, or most of the bottles were taken out of the marketplace.

"But what the State's now asking to do with this bill is asking the private sector retailers to do the work – and by the way, the cost will be passed onto the consumer for additional cost of product – and the State is keeping the float, and it's just not fair. And I would urge my colleagues to consider this bill further when it goes through the process to find a way to return to the system that does work and allow the retailers who are doing the work to keep the margin and the float on the deposit.

"Thank you, Madam President."

Senator Menor rose and said:

"Madam President, just a very brief point of clarification with respect to comments made by the previous speaker.

"I want to clarify that if retailers set up redemption centers, they would be turning over deposits collected to the State which would then be deposited into the deposit beverage container special fund and those moneys could be utilized, would be utilized by the Department of Health to reimburse retailers, such as the 'big box' retailers and other large food chains for their costs in implementing and operating these redemption centers. So, in that regard, the costs would be defrayed.

"Secondly, I would point out for my colleagues' information that last Session we passed Act 231 under which the Department of Health has set up a rebate program under which redemption centers can apply for rebates or subsidies that would enable them to purchase reverse vending machines to meet the

redemption requirements under the law. That rebate program would also be available to retailers when and if they participate under the program as mandated by this particular bill.

“So, I just wanted to clarify that point because I think there was a misperception that the deposits, which would be turned over to the State by retailers, would not be utilized to reimburse the retailers for their costs of operating these redemption facilities or centers.

“Thank you.”

Senator Trimble rose in rebuttal and stated:

“Madam President, I stand in partial rebuttal.

“Colleagues, I think the good Senator from Kauai misspoke. Times, Foodland, Star Markets do not bring in and sell garbage to consumers. Garbage, generically, is what we call products after use, not before use. If we are to talk about the responsibility of the business sector, it is to provide the best product to the consumer at the lowest price. It should not be their responsibility to try and mix fresh produce with garbage. But if the law, as proposed, did provide them with a sufficient monetary incentive to be able to do it without raising their cost, they would leap at the opportunity and support this legislation. They do not. Therefore, I urge you to carefully consider the arguments before asking consumers to pay higher prices for their food.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1702, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 3 (Fukunaga, Ihara, Taniguchi).

S.B. No. 96, S.D. 3:

Senator Hee moved that S.B. No. 96, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Menor requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 96, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Menor). Noes, none. Excused, 3 (Fukunaga, Ihara, Taniguchi).

S.B. No. 1307, S.D. 3:

Senator Baker moved that S.B. No. 1307, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose to speak in support with reservations as follows:

“Madam President, I rise in support of the measure with reservations.

“We all know that local agricultural industries are suffering a great deal. In fact, we’ve seen some of them disappear; we see several others on the precipice, and yet in the Legislature, we’re always dealing with symptoms rather than the cause of the problem. The cause of the problem for our agricultural community has been and remains the cost of feed, the cost of imported products that they have to use, and the cost of transportation. And this bill, as well-intentioned as it is, is really a harbinger of things to come. We are not going to save our local dairy industry by subsidy and makeshift amounts of money year by year. We’re not going to save our local poultry and egg industry by state subsidy and money from year to year.

“I noticed that the bill had been amended to include beef, along with pork, along with milk, along with eggs. I think, possibly, we should amend it again and add some hash brown potatoes and Spam as well, because we have a problem with all of our food products and we’re seeing that it’s more and more of a struggle for local companies to not only compete, but also to remain here.

“We have to learn that if we’re going to solve something, it’s not a question of throwing good money after bad, and not a question of just trying to prop someone up. It is to look at the economics from a reality standpoint, a pragmatic standpoint, and a business standpoint, and are there things that we can do? If so, those are the things that we should do rather than just subsidy, if we want a positive outlook. There are things that we could have done in this State in the past, but we did not. And we chose legislative policies that actually have brought these agricultural commodities to the state that they’re in right now.

“So, I will support this bill, with reservations, but with the knowledge that we are not going to save any of these businesses with subsidies, and we should be looking realistically at what we can actually save and enhance and help, and what industries we are going to lose.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1307, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Slom). Noes, 1 (Gabbard). Excused, 2 (Fukunaga, Ihara).

S.B. No. 667, S.D. 3:

On motion by Senator Ige, seconded by Senator Taniguchi and carried, S.B. No. 667, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ihara).

S.B. No. 1792, S.D. 3:

Senator Ige moved that S.B. No. 1792, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Hemmings rose to speak against the measure as follows:

“Madam President, I rise to speak against S.B. No. 1792, S.D. 3.

"In a word, this bill is a ruse, and I suspect it is being put forth to tell the people of Maui that they don't need the Mahulani Hospital because we're going to fix Maui Memorial. And Maui Memorial's problems are the same that all the other state hospital system's problems are – they're broad and many causes bring about this system losing tens of millions of dollars every year, and more acutely, excuse the play on words, it is putting at risk some people's lives because of the unavailability of medical services. Maybe that's one of the reasons why Maui was so desperate in its need for its air ambulance service – because the people truly injured on Maui could not get the services on their island.

"This bill is akin to the captain of the Titanic, after striking the iceberg, telling the passengers, 'I relinquish control, take over' because the whole system is sinking and this will do nothing to relieve Maui Memorial's real problems other than turning them over to the people of Maui. But more importantly, this may be an excuse to tell the people of Maui, 'Guess what, we've solved your problems – you now have control of Maui Memorial, so you can fix it and you don't need the private sector hospital being built for free for the taxpayers to the tune of \$200 million.'

"We're one of the only states in the Nation, Madam President, that does something you would understand with your law background – we have a state agency protecting its own monopoly. The CON process allows Maui Memorial to operate without competition. And that's just what happened on Maui when the CON process, or certificate of need, administered by the State, would not grant a permit for private sector to build a \$200 million hospital at no cost to the taxpayers . . ."

Senator Baker interjected:

"Point of order, Madam President. The item on the Floor has nothing to do with Malulani or with the certificate of need. I would request that the speaker keep his remarks to S.B. 1792, S.D. 3."

The President stated:

"Senator Hemmings, please keep your remarks to S.B. No. 1792, S.D. 3."

Senator Hemmings continued:

"I am, Madam President. That's exactly what I'm addressing – Maui Memorial's acute problems and the real solution to them. And this bill is not it. This bill is a ruse, Madam President, and it is going to result in a great number of people not receiving the medical care they need and being told that their problems are solved because we gave you a stewardship of a hospital system that is in critical care and is dying while we stand by and watch it and not do anything of substance to change the system.

"I'd urge my colleagues, if you're really interested in the patients and the availability of medical service and the cost, you'd fix the system. This is another Trojan horse piece of legislation like reinventing education was in 2004. The real issue is the failure of Maui Memorial and the state hospital system and its monopoly practices because of the CON process, which is extremely germane to this bill. So, I'd urge my colleagues to really do what's best for the people we serve and not what's best for the status quo on Maui and the other islands. Our citizens deserve better.

"I might add, Madam President, that one of the things that is being said to defend Maui Memorial's failures is that we don't

want another hospital to provide an alternative because it would be a hospital for the rich. And how sad it is . . ."

Senator Baker interjected again:

"Point of order, Madam President. The topic the speaker is addressing is not part of S.B. 1792, S.D. 3."

The President said:

"The point is well-taken. There is no reference to a hospital for the rich in this bill, Senator Hemmings."

Senator Hemmings responded:

"Maui Memorial is a hospital that serves all the people of Maui, as any other hospital would have to be, and I hope that the good people of this Senate recognize that and address the needs of the people rather than special interest groups that have a vested interest in sustaining this failing hospital.

"Thank you, Madam President."

Senator Baker rose to speak in support of the measure and said:

"Madam President, I rise in strong support of S.B. No. 1792, S.D. 3.

"I take great exception to some of the remarks of the previous speaker who, living on this island, has no real appreciation or no real sense of the situation either on Maui or with any of the other neighbor islands that make up the bulk of the Hawai'i Health Systems Corporation. The Hawai'i Health Systems Corporation came into existence in 1996 to remove the community hospitals from state bureaucracy as a division within the Department of Health. It was a breath of fresh air and the system has served the neighbor islands quite well. They've been in operation a little over 10 years and it's time to take another look at how that system functions, and that's really what this bill is designed to do.

"Although Maui is mentioned as the first of the regional affiliate corporations, the rest of the bill talks about how the regions would function in a more decentralized fashion so that the facility's control is at the local level. The operational control of the facilities is managed locally. The bill talks about the process that the regions could utilize to become regional affiliate corporations. In fact, this measure actually brings to fruition the original proposal which the Blue Ribbon Task Force envisioned for the Hawai'i Health Systems Corporation. In that vision, functions that were appropriate for system-wide activities to be done at the corporation level and the day-to-day operational activities, more appropriately accomplished region level or the facility level, would be the responsibility of the regions.

"Although there are still some items that need to be tweaked and worked out, as every complicated bill does at this stage of the legislative process, this measure before us is intended to live up to the original vision of the Blue Ribbon Task Force and their recommendations for a system of public hospitals in this State. There are other measures that can look at, discuss, act upon some of the concerns that the previous speaker mentioned. I think the important thing to note about this measure is that it's not just about one hospital – it's about improving the system; it's about empowering the management, the communities, and the doctors in those systems to be the very best that they can be.

"This is a measure that is gaining support amongst all of the regions. I spent two hours yesterday meeting with the regional

CEOs of all of the other regions to talk about some of their issues and concerns, and they came away saying, 'Yes, we need change. This is moving in the right direction.' They asked us to take a look at some other items, which I'm going to convey to our House counterparts, so as the measure continues to move forward, we can improve it and we can perfect it. I would ask all of my colleagues to work with us so that the neighbor island system can be the very best that it can be – that it can help us take care of the needs that are on the neighbor islands so we don't have to transport so many people to Honolulu and we don't overburden the system here.

"Health care is a very emotional and a very important issue. If we can keep the rhetoric on the high plane, we can solve some of the problems, make sure that our people have adequate, accessible health care, and we can do it in a responsible and prudent manner.

"I urge all of my colleagues to support this measure. Thank you."

Senator Hemmings rose in rebuttal as follows:

"Madam President, I rise as permitted by Rule 69, I believe, as you quoted, for the second time to rebut the previous remarks.

"I don't have to live on Maui to know what Maui's problems are with their hospital system. I was born and raised in these islands and know them all quite intimately, and I resent the implication that I have to live on Maui to know something about Maui. I happened to be on Maui last night talking to a lot of desperate people who have had their actual health care imperiled by the lack of service in a timely manner on Maui. But I'll tell you what I do know for sure, living on Oahu, and I do know that this island of 850,000-plus people does not have a public hospital – a large one. We have some rural ones that are in deep trouble along with Maui Memorial and the people get their health care serviced much better here. That's why the people of Maui, when they're in dire straights, come to Oahu.

"So, who are we doing this for? Are we doing it for the people of Maui or are we doing it for the special interests that want to maintain the status quo on Maui within the Maui Memorial Hospital system? I'm hoping that all of us, as this bill moves forward, will do what's best, and what's best is to free the hospital system and maybe even get rid of the state hospital system on Maui by allowing private sector hospitals to provide the services that Maui Memorial's not providing which is being done amply so, here on the island of Oahu.

"Thank you, Madam President."

Senator Hooser rose to speak in support and said:

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

"My support is not without concerns, but I'm voting straight up on this measure today because I'm confident in the process, I'm confident that the people pushing this measure forward understand the issues with rural health care. This is a serious subject and I find it, quite frankly, objectionable that the Minority Leader used the reference to the Titanic – so obviously showboating to the media, playing on the fears, playing on the media, playing on the misinformation. And with all due respect, the previous speaker knows nothing about rural health care, in my opinion, Madam President.

"I have a private hospital in my district as well as a HHSC hospital and both do fine work in our community. And to disparage the doctors and the administration of our community

hospitals, I find objectionable. This bill is not about Maui – it's about making our system better, it's about making health care better in the rural communities – and I encourage my colleagues to vote in support.

"Thank you."

Senator Tsutsui rose in support as follows:

"Madam President, I rise in support.

"I just want to make a comment, since obviously the Minority Leader is such an expert in terms of rural health care. I'd like to recommend that at least he use the correct term in describing the proposed second hospital. It is 'Malulani' not 'Mahulani.'

"Thank you, Madam President."

Senator Ige rose to support the measure and said:

"Madam President, I also rise to speak in support of this measure.

"Madam President, I would like to make a couple comments. Clearly, the new wing at Maui Memorial Hospital is first class and state of the art. The new bi-plane imaging system is better than any imaging system throughout the State. I had the privilege to visit the facility and see it in operation, and I would like to note that there are very unique implementations at Maui Memorial Hospital which embraces the 'ohana' concepts. The intensive care units are designed as family suites. As we all know, when we have a loved one in intensive care, we always would like to be there and they've made accommodations for family members to be with their family loved ones during these intensive times of needs.

"In addition, I would like to note that the stroke center at Maui Memorial is amongst the best in the State, and in fact, Queen's Hospital is referring appropriate stroke victims to Maui Memorial for care because they believe that the services offered there is better than anywhere else in the State.

"So, I urge all my colleagues to vote in support."

Senator English rose in support as follows:

"Madam President, I rise in support of the measure.

"Members, colleagues, this is important for my district in particular because the Health Systems Corporation and Maui Memorial service Lanai and Upcountry Maui, and many people forget in this debate that the system – Maui Memorial and the health care system – make sure that Lanai gets service, makes sure that Upcountry Maui gets service. And often, what is forgotten in this entire debate is that these remote and rural parts of our system need the attention, need the resources, and need the subsidies that come with this system.

"What I'm afraid of, under the current setup which is one size fits all, is that my constituents – these two areas in particular – are often neglected. In fact, this year in my CIP request, I've requested a lot of resources for both Lanai and for Kula for their health systems because they have been neglected all these years. I think that under the regional subsidiaries that will be created out of this bill, Maui would actually be better, and there'll be room for much improvement in the future.

"So, I ask for all of your support on this measure. Thank you."

Senators Bunda and Gabbard requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1792, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 2 (Bunda, Gabbard). Noes, 2 (Hemmings, Slom). Excused, 1 (Fukunaga).

S.B. No. 1276, S.D. 3:

Senator Ige moved that S.B. No. 1276, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition as follows:

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

“We had a discussion on the amendment the other day and a lot of people would like to believe that this amendment is moving towards a middle ground. As I said the other day and as I maintain today, this bill with this amendment still does not remove the opposition from various groups for various reasons against the Superferry, does not do anything to guarantee that the Superferry will start operation on July 1st. We do know that the ownership and management of the Superferry has jumped through the hoops that the Legislature has proposed for the last two years, has responded positively to questions and issues which were raised having to do with invasive species, having to do with traffic, having to do with humpback whales, having to do with a number of other items.

“The fact of the matter is, by transferring and still requiring an environmental impact statement by the State Department of Transportation, Harbors Division, as I mentioned the other day, you still allow for the possibility of lawsuits and to either slow, disable, or stop the Superferry and that remains the objective of a number of individuals.

“There was a poll, unscientific of course, but a poll nonetheless, in Pacific Business News which I think most members of the Body received today which showed overwhelmingly the population by more than three-to-one not only wants the Superferry but does not want the imposition of additional requirements that have not been placed on other carriers.

“So, if we want truly an option for individuals, including small businesses, including families, uniting the neighbor islands, then we should be applauding the fact that it is private interest, private investment, private risk capital that is putting itself forth for this option for our people and we should embrace it instead of trying to stop it or slow it down by using different euphemisms, and that’s what this bill does.

“Thank you.”

Senator English rose in support of the measure as follows:

“Madam President, I rise in support.

“With the amendments made on the Floor, this is no longer a Superferry bill. In fact, it’s an EIS bill for our harbors. And what this does is say that the Department of Transportation will do an EIS for the state harbors and they will pay for it. Our harbors need this. In fact, this will be the base for us moving forward in the future in doing the infrastructure renewal and

infrastructure expansion in all of our harbors in Hawai‘i so that we can accommodate the movement of goods and the movement of people.

“Now, it’s up to the department how they move ahead with figuring out how to pay for this, figuring out how to implement the mitigating factors that came forward out of this, but what we’ve done in our compromise, which I think is quite reasonable, is say, ‘Go ahead and do an environmental impact statement for all the users.’ That’s what this does.

“Now, the previous speaker makes some comments about preventing lawsuits. Well, if we were to predicate everything we did on the possibility of a lawsuit or the prevention of a lawsuit, then well, we wouldn’t do anything.

“Members, I ask you to support this because we have been through this with many industries. If you remember a few years ago, this was the exact same thing that I dealt with – and all of us dealt with – with the cruise ships. If you go back farther, we’ve dealt with this with the expansion of movement of goods in our harbors. So, we have to bite the bullet. We have to make sure that the environmental impact statement, which is the base document for all future improvements in the harbors, is done.

“I was hoping to begin this process next year with the Department of Transportation, and I’m most grateful that we’re moving it forward this year, because next year we can look at how much it’s going to cost. We’re going to look at what are the mitigating factors, and then we can look at the expansion of harbors in Kahului, Honolulu, Nawiliwili, Kona, Kawaihae, Hilo – all of the harbors that need to expand.

“So we have to change our thinking on this. It is no longer a Superferry bill. It is an EIS bill for our harbor system in the State of Hawai‘i. Thank you.”

Senator Hooser rose to speak in support and stated:

“Madam President, I rise in support of this measure, and I’ll keep my remarks brief. (Laughter.)

“I’ll briefly rebut some of the earlier comments first of all. This is not about private business, private money, private investment. This is about powerful, political, and business figures using \$40 million of state money, guaranteeing hundreds of millions of dollars with federal guarantees for their ships, forcing, pushing through a process and bypassing the protections that are set up to protect our environment.

“The purpose of this bill from the very beginning, I might add, was to require an environmental impact statement, and I am very pleased to be here today in support of doing just that – requiring an environmental impact statement. And yes, it will impact the Hawai‘i Superferry. There’s no question about that, but it will not impede their business. It will not prevent them from starting up in June. It merely will do what the law already requires. Each and every other operator, new and old – the Hawai‘i Superferry, Young Brothers, Matson – everyone has to comply with the environmental impact statement law, Chapter 343.

“In this particular case, the improvements put forward, the public money spent in the improvements proposed should have triggered an environmental impact statement. The bottom line is the Department of Transportation made a mistake – they did not do their job properly; they messed up. I think that’s very clear. The Environmental Council – the appointed commission of citizens appointed by the Governor whose job it is to interpret and to help write the rules and to advise the State on environmental impact statement issues – they’ve come out

publicly, as most everyone here should know, and said the same – the Department of Transportation erred.

“There’s a lot of misinformation, members, about this. Repeatedly, people say the courts ruled that they didn’t have to do an environmental impact statement. Well, the courts did not rule that. No court has ruled on the merits of this issue. No court has ruled on the merits of this issue and even the Attorney General, Mark Bennett, on KGMB-TV said no court has ruled against the argument that an EIS was required, on February 6th.

“We have a responsibility to our constituents to look into this. It’s really clear the Department of Transportation made a mistake. It’s clear an EIS should have been required. We cannot simply with a wink and a nod ignore the facts.

“The community response has been overwhelming. Those of you that attended the hearings in Transportation, Energy and the Environment will know this, and you’ll know also that it’s not a fringe element. This is not just a bunch of wild-eyed environmentalists. Every county council on the neighbor islands passed a resolution. And these resolutions started a long time ago. This is not last-minute actions to stop the Superferry. These resolutions were passed, in some cases, a year-and-a-half or more ago. Every county council – the Kauai County Council, the Maui County Council, the Big Island County Council – said, ‘We want an EIS.’ At the hearings, it was unanimous on Maui, and there were two people on Kauai out of 150 people who thought perhaps that an EIS was not necessary. The Office of the Mayor on Maui testified in support of an EIS. The Vice-chair of the Maui Planning Commission and numerous people in the community representing a wide range of interest testified in support. And I might add that I’ve never gotten a call, this has come up, I’ve never gotten a call from Young Brothers, or unions, or airlines, or rental cars, advocating for this position – none whatsoever, not one. To those who think this is driven by special interests – this is our constituents. And the community response, again, is overwhelming.

“It’s interesting that Pacific Business News’ unofficial and unscientific poll shows 35 percent or so of the people responding, the last time I checked, said that ‘Yes, an EIS should be considered or should be required.’ And I would argue that the neighbor islands, representing a similar amount of the population that are going to be most impacted by this, perhaps, yes, they feel differently from the residents here in Honolulu.

“The potential impacts are huge. People say, ‘Well what about everybody else? What about Matson, what about Young Brothers.’ The Superferry is larger than a Young Brothers’ barge and travels at five times the speed. It travels much, much faster also than a Matson container ship. It carries cars and passengers, and when it arrives at the harbors in Nawiliwili and in Kahului and elsewhere in the State, 560 cars could converge on the harbor at one time, up to 1,720 passengers. Okay, I would suggest that Young Brothers doesn’t do this, Go Airlines doesn’t do this, Matson Navigation doesn’t do this. The impacts are significant when you take into consideration the facilities and the communities these are going to be impacting. This is equivalent to 18 Go flights – on Kauai we have six Go flights a day right now – five 757s – five 757 aircrafts landing and unloading their passengers at one time. And they’re not just carrying roll-off, roll-on baggage with maybe a box of manapua – they’re driving their trucks, their cars, they’re bringing boats, ATVs, guns for hunting, surfboards, fishing coolers, you name it.

“This business will start in July. There’s nothing we’re doing right now that will prevent that from happening. And

with all the talk about all the things that Superferry is doing – jumping through hoops – I say they’re doing little, if anything. There are no terminals on the neighbor islands. There’s no place to wash down or no requirement to wash down your cars. There are no highway improvements. There are no bathrooms. There’s no parking – and this is a business that’s going to discharge 1,700-some passengers in my community and others throughout the State just a few months from now.

“They’re allowed, by our Department of Transportation and state authorities, to do this with a tent and Port-o-potties. Okay, if you build a 7-Eleven in my community, you have to have parking; you have to have highway improvements; you have to have lighting, you have to have . . . there are requirements, but there are little, if any, requirements being required of the Hawai’i Superferry.

“All the hype we have from the Hawai’i Superferry, all the environmental work – I found out today, last week was the first time the Hawai’i Superferry has spoken to the Department of Land and Natural Resources, people on the ground – the Aquatics Division, the Forestry Division, the Land Division. They had a conference call last week asking these people what they thought about the Superferry and what impacts. Okay, this is how many years now after they’ve been working on it, when supposedly all these problems have been resolved. Okay, and the answers they were given . . . so these people are concerned – the people on the ground in charge of protecting the forests, aquatic resources, and others are very concerned. They’re asking questions like what about manpower? We don’t have enough DOCARE officers to enforce the fishing and the hunting and the ATV riding in our natural resources today. What happens when that is dramatically increased. What about fishing? What about picking maile in the forest? There are many, many impacts and they’ve only just begun, and only because the pressure from the public and the community is on them.

“The Department of Transportation, the State of Hawai’i, have dropped the ball hugely on this measure. And I can go on and on and on, but I will not. (Laughter.) There’s no question in my mind that an EIS, which simply discloses impacts and recommends mitigation, is the least we can do in this situation.

“So, I urge my colleagues to vote in support. Thank you.”

Senator Trimble rose in favor of the measure and said:

“Madam President, I rise in favor of S.B. No. 1276, as amended. Colleagues, I’ll keep my remarks brief. (Laughter.)

“You know, this is a lot bigger than Hawai’i Superferry. This is a lot more important than an environmental impact statement. But let’s talk a little bit about some of the concerns that I think are misplaced about Hawai’i Superferry. You look at the maximum number of passengers they could carry – it’s no bigger than a cruise ship. You look at the number of vehicles, and then you raise the specter, well, you have trucks and cars. Well, the more trucks you have, the fewer cars you have. And quite frankly, looking around the world at how vehicular ferry systems are used, it’s probably about 40 percent commercial and most of that commercial is from the island that is having the service – the smaller island – and it is benefiting their businesses and their citizens by giving them opportunity to larger markets which would be on Oahu.

“My concern, quite frankly, is Hawai’i Superferry going to guarantee enough slots for people from the neighbor islands wishing to get to Oahu, for businesses from Kauai and Maui wanting to get to Oahu. Every ferry system I’ve been on, when they came or saw an eagle or a whale, slowed down so that the

passengers could have the opportunity to photograph the experience. I think we'll find out that when Hawai'i Superferry is in operation, and there are whales, that people will take it because they know the operator will slow the ship down so they can have a better look.

"And quite frankly, Hawai'i Superferry is important, but 10 years from now we're going to be looking back and we're going to say, gee, we not only have Hawai'i Superferry, but we have mono-haul service, drive-on, drive-off going to Hilo, and we also have hovercraft that are serving the smaller islands in Maui – all because Hawai'i Superferry ushered in a new era.

"Quite frankly, if the environmental impact statement is about Hawai'i Superferry, it's too late. When I read the bill – and you know, this might be somewhat akin to . . . how many blind men was it around an elephant? I'm sorry – in this case we'll make it a donkey. We're all looking at different aspects and trying to figure out what's going to happen. The environmental impact statement, quite frankly, is too late.

"What is needed, because our harbor system has been neglected for decades, is expansion of our neighbor island harbors. To do that, an environmental impact statement is needed. We are doing an environmental impact statement not about Hawai'i Superferry, but to satisfy the existing needs of these harbors so that we can properly accommodate our transportation needs going forward. This is an environmental impact statement about the future. Next year, we're going to come back here and, as a group, help to decide with the administration how many tens of millions of dollars need to be spent on the neighbor islands to improve their port system. That's how important this bill is, and that's why I encourage my colleague to rethink their position.

"Thank you."

Senator Kim rose in support of the measure as follows:

"Madam President, I rise to speak in support.

"Madam President, I have always been a supporter of the Superferry and I have to say that when I first saw this bill in its original form, I could not support it. I believe that this is a good compromise. It's a win-win situation for everyone concerned.

"It's been said that it was DOT that made a mistake on the EIS, and I certainly agree that somebody made a mistake here, but the big question that should be asked is, Who really made the decision? We learned that the Director of DOT was not making any of the decisions for over a year, so who made this decision to exempt them from the EIS? I think that's a question that we should ask and we should find out, and that individual or individuals should be held accountable at this point in time.

"Thank you."

Senator Whalen rose in opposition and said:

"Madam President, I rise to make brief comments about my decision-making process here.

President Hanabusa queried:

"Are you rising in support or in opposition?"

Senator Whalen continued:

"In opposition.

"The Senator from Maui made a very eloquent speech about the need for an EIS for the future of our harbors. However, your Majority Leader clearly pointed out that this is totally about stopping the Superferry or at least impeding it. He said, according to the bill, it says it can't delay the opening of the Superferry, but his entire extensive brief comments were all about how bad the Superferry is going to be. So that clearly set out in my mind that this is all about the Superferry, and I appreciate his speech. It totally settled in my mind what this whole purpose of this bill is, so thank you very much."

Senators Espero and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1276, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 2 (Espero, Gabbard). Noes, 4 (Bunda, Hemmings, Sлом, Whalen).

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House bills received on Friday, March 2, 2007, and Tuesday, March 6, 2007:

House Bill	Referred to:
No. 10	Committee on Health, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 20	Committee on Education, then to the Committee on Ways and Means
No. 22	Committee on Education, then to the Committee on Ways and Means
No. 36, H.D. 1	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 118	Committee on Ways and Means
No. 122, H.D. 1	Committee on Ways and Means
No. 124, H.D. 1	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 135, H.D. 1	Committee on Education
No. 156, H.D. 1	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
No. 158	Committee on Transportation and International Affairs
No. 259	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 318	Committee on Tourism and Government Operations, then to the Committee on Commerce, Consumer Protection and Affordable Housing
No. 334, H.D. 1	Committee on Energy and Environment, then to the Committee on Ways and Means

No. 345	Committee on Tourism and Government Operations	No. 1158	Committee on Judiciary and Labor
No. 349	Jointly to the Committee on Intergovernmental and Military Affairs, the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation	No. 1207	Committee on Ways and Means
No. 421, H.D. 1	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1219	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 513	Committee on Ways and Means	No. 1225	Committee on Ways and Means
No. 613	Committee on Intergovernmental and Military Affairs	No. 1256, H.D. 1	Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor
No. 625, H.D. 1	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1258	Committee on Judiciary and Labor
No. 660	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor	No. 1264	Committee on Commerce, Consumer Protection and Affordable Housing
No. 718	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	No. 1287	Committee on Tourism and Government Operations, then to the Committee on Ways and Means
No. 854, H.D. 1	Committee on Judiciary and Labor	No. 1322	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 855, H.D. 1	Committee on Judiciary and Labor	No. 1336	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
No. 920, H.D. 1	Committee on Public Safety, then to the Committee on Ways and Means	No. 1358, H.D. 1	Jointly to the Committee on Public Safety and the Committee on Human Services and Public Housing
No. 964, H.D. 1	Committee on Health, then to the Committee on Judiciary and Labor	No. 1365	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 989	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1368	Committee on Health, then to the Committee on Ways and Means
No. 1007	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1374	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
No. 1034	Committee on Economic Development and Taxation, then to the Committee on Ways and Means	No. 1389	Committee on Commerce, Consumer Protection and Affordable Housing
No. 1044, H.D. 1	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 1399	Committee on Public Safety, then to the Committee on Judiciary and Labor
No. 1063	Committee on Intergovernmental and Military Affairs	No. 1400	Committee on Public Safety, then to the Committee on Ways and Means
No. 1065, H.D. 1	Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1433	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 1081	Committee on Judiciary and Labor	No. 1549, H.D. 2	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 1092, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 1563	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1103	Committee on Tourism and Government Operations	No. 1564	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1140, H.D. 1	Committee on Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 1566	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 1153	Committee on Judiciary and Labor		
No. 1157	Committee on Judiciary and Labor		

- No. 1567 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1568 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1569 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1570 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1572 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1573 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 1612 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 1640 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 1672 Committee on Ways and Means

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Friday, February 16, 2007; Thursday, March 1, 2007; and Friday, March 2, 2007:

- Senate
Concurrent
Resolution Referred to:
- No. 37 Jointly to the Committee on Education and the Committee on Health
- No. 38 Committee on Intergovernmental and Military Affairs
- No. 39 Committee on Intergovernmental and Military Affairs
- No. 40 Committee on Intergovernmental and Military Affairs
- No. 41 Committee on Intergovernmental and Military Affairs
- No. 42 Jointly to the Committee on Education and the Committee on Tourism and Government Operations
- No. 43 Jointly to the Committee on Energy and Environment and the Committee on Health
- No. 44 Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor
- No. 45 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 46 Committee on Economic Development and Taxation
- No. 47 Committee on Intergovernmental and Military Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday February 16, 2007, and Thursday, March 1, 2007:

- Senate
Resolution Referred to:
- No. 17 Jointly to the Committee on Education and the Committee on Health
- No. 18 Committee on Intergovernmental and Military Affairs
- No. 19 Committee on Intergovernmental and Military Affairs
- No. 20 Committee on Intergovernmental and Military Affairs
- No. 21 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs
- No. 22 Jointly to the Committee on Education and the Committee on Tourism and Government Operations
- No. 23 Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor
- No. 24 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 25 Committee on Economic Development and Taxation

ADJOURNMENT

At 12:19 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 9, 2007.

TWENTY-EIGHTH DAY

Friday, March 9, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Joan Chatfield, Executive Director, Institute for Religion and Social Change, after which the Roll was called showing all Senators present with the exception of Senators Baker and Menor who were excused.

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

Senators Inouye and Tsutsui, in recognition of Fort Shafter's centennial celebration of serving as headquarters of the United States Army Pacific Command, introduced and welcomed Lt. General John M. Brown III, Commander of the United States Army, Pacific; Colonel Howard J. Killian; Command Sergeant Major Joseph P. Zettlemoyer; Staff Sergeant Aaron Townsend; and Specialist John Quinlan.

At this time, President Hanabusa invited Lt. General Brown to the podium to address the members of the Senate.

General Brown addressed the Senate as follows:

"President Hanabusa, distinguished members of the Senate, fellow guests here in the Chamber, I first want to personally thank Senator Lorraine Inouye for sponsoring this Resolution recognizing 100 years of service by American soldiers in the Asia Pacific.

"We are five very humble representatives of tens of thousands of American soldiers – tens of thousands this morning that are serving on the front line of our nation's war on terrorism; several thousand others who are journeying home as we speak from Japan and from the Philippines where they have been training and exercising alongside our vital allies in those two nations; several thousand more that will depart in just days to train and exercise with the armed forces of India, the largest democracy in the world, and with Indonesia, the largest Muslim nation in the world. That's what American soldiers in the Pacific have done for decades and decades; that is our purpose and we proudly serve our nation and we proudly serve here in the beautiful State of Hawaii.

"Mahalo."

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 o'clock a.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 462 to 466) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 462, transmitting H.B. No. 1290, H.D. 1, which passed Third Reading in the House of Representatives on March 8, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1290, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION

HEALTH BENEFITS TRUST FUND," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

Hse. Com. No. 463, transmitting H.C.R. No. 25, which was adopted by the House of Representatives on March 8, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCTIVE TO THAT FAMILIAL RELATIONSHIP," was deferred.

Hse. Com. No. 464, transmitting H.C.R. No. 27, which was adopted by the House of Representatives on March 8, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING EACH COUNTY TO EXAMINE ITS CURRENT ZONING LAWS, BUILDING CODES, AND SUBDIVISION REQUIREMENTS AND ELIMINATE ENCUMBRANCES TO FAMILY CAREGIVING AND AGING IN PLACE," was deferred.

Hse. Com. No. 465, transmitting H.C.R. No. 36, H.D. 1, which was adopted by the House of Representatives on March 8, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 36, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION MAKING RECOMMENDATIONS TO THE UNITED NATIONS SECURITY COUNCIL, UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES, EUROPEAN UNION, GOVERNMENT OF SUDAN, JANJAWEEED MILITIA, SUDANESE LIBERATION ARMY, JUSTICE EQUALITY MOVEMENT, AND SUDAN PEOPLE'S LIBERATION ARMY REGARDING THE CONFLICT IN THE DARFUR REGION OF WESTERN SUDAN," was deferred.

Hse. Com. No. 466, transmitting H.C.R. No. 38, H.D. 1, which was adopted by the House of Representatives on March 8, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 38, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING NOVEMBER 21ST AS INTERNATIONAL PEACE AND RECONCILIATION DAY IN THE STATE OF HAWAII," was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 55 to 58) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 55 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS."

Offered by: Senator Sakamoto.

No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION."

Offered by: Senator Sakamoto.

No. 57 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE AMENDMENTS TO THE NO CHILD LEFT BEHIND ACT OF 2001."

Offered by: Senator Sakamoto.

No. 58 "SENATE CONCURRENT RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS."

Offered by: Senators Inouye, Sakamoto, Tsutsui, Chun Oakland, Hooser, Tokuda, English, Nishihara, Trimble, Slom, Hemmings.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 30 to 34) were read by the Clerk and were deferred:

Senate Resolution

No. 30 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER OFFERING PEACEKEEPING AND PEER MEDIATION CLASSES."

Offered by: Senator Sakamoto.

No. 31 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS."

Offered by: Senator Sakamoto.

No. 32 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION."

Offered by: Senator Sakamoto.

No. 33 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE AMENDMENTS TO THE NO CHILD LEFT BEHIND ACT OF 2001."

Offered by: Senator Sakamoto.

No. 34 "SENATE RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS."

Offered by: Senators Inouye, Sakamoto, Tsutsui, Chun Oakland, Hooser, Tokuda, English, Nishihara, Trimble, Slom, Hemmings.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1030) recommending that the Senate advise and consent to the nomination of GEORGINA K. KAWAMURA as the Director of the Department of Budget and Finance, in accordance with Gov. Msg. No. 268.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1030 and Gov. Msg. No. 268 was deferred until Monday, March 12, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1031) recommending that S.C.R. No. 18, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1031 and S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK WITH APPROPRIATE ENTITIES TO EXTEND THE LENGTH OF THE SCHOOL DAY TO ACCOMMODATE INCREASED PHYSICAL EDUCATION, ART, AND MUSIC REQUIREMENTS, AND OTHER SPECIAL PROJECTS, WHICH MAY INCLUDE AFTER SCHOOL ACTIVITIES AND COMPETITIONS," was deferred until Monday, March 12, 2007.

ORDER OF THE DAY

RE-REFERRAL OF A GOVERNOR'S MESSAGE

The Chair re-referred the following governor's message that was received:

Governor's Message	Referred to:
No. 435	Committee on Economic Development and Taxation

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 419, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Intergovernmental and Military Affairs
No. 1389	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 508 and 509) were read by the Clerk and were placed on file:

Gov. Msg. No. 508, dated March 5, 2007, transmitting a Report Relating to Energy, prepared by the Department of

Education pursuant to Act 96, SLH 2006, on the photovoltaic, net energy metering pilot project in public schools.

Gov. Msg. No. 509, dated March 7, 2006, transmitting the 2006 Report of the Commission to Promote Uniform Legislation, submitted by the Department of the Attorney General.

Senator Slom rose on a point of personal privilege as follows:

“Madam President and Colleagues, I just wanted to bring to your attention a court ruling this morning that should be of some interest to many of us. The U.S. Court of Appeals for the District of Columbia struck down the handgun ban that has been in existence in the District of Columbia for 31 years. The ruling came in a case *Parker v. District of Columbia* and the senior judge was Lawrence Silberman who wrote the opinion. In his ruling, Judge Silberman wrote, quote: ‘In sum, the phrase “the right of the people” when read intratextually and in the light of the Supreme Court precedent, leads us to conclude that the right in question is individual.’ He also noted that the Second Amendment, quote, ‘acknowledges . . . a right that pre-existed the Constitution like “the freedom of speech.” Because the right to arms existed prior to the formation of the new government, the Second Amendment only guarantees that the right “shall not be infringed.”’

“I just thought that you would like to know that. Thank you, Madam President.”

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 12, 2007.

TWENTY-NINTH DAY

Monday, March 12, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Minister Albert Mier, Soka Gakkai International, after which the Roll was called showing all Senators present with the exception of Senators Ihara and Menor who were excused.

The President announced that she had read and approved the Journal of the Twenty-Eighth Day.

Senator Sakamoto introduced Kanoe Kamana'o and commended her on her outstanding achievements on the University of Hawai'i Women's Volleyball Team.

At 11:41 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 510 and 511) were read by the Clerk and were placed on file:

Gov. Msg. No. 510, dated March 2, 2007, transmitting a Report on the Status of all Capital Improvement Projects for FY2006-2007 Appropriated Funds Under Halawa Correctional Facilities, prepared by the Department of Public Safety pursuant to Act 160, Section 93.1, SLH 2006.

Gov. Msg. No. 511, letter dated March 8, 2007, transmitting proposed changes to the Executive Supplemental Budget for FY 2007 for various budget items for the Department of Accounting and General Services and the Department of Transportation.

HOUSE COMMUNICATION

Hse. Com. No. 467, transmitting H.C.R. No. 42, H.D. 1, which was adopted by the House of Representatives on March 9, 2007, was read by the Clerk and was placed on file.

By unanimous consent, action on H.C.R. No. 42, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE UNITED NATIONS TO RECOGNIZE BY GENERAL ASSEMBLY RESOLUTION THE MILLIONS OF LEGALLY UNREGISTERED CHILDREN IN THE PEOPLE'S REPUBLIC OF CHINA KNOWN AS THE HEI HAIZL," was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 59 to 64) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 59 "SENATE CONCURRENT RESOLUTION RESTRICTING THE SERVICE OF PRODUCTS CONTAINING ARTIFICIAL TRANS FATS AT ALL FOOD SERVICE ESTABLISHMENTS."

Offered by: Senators Espero, Menor, Tsutsui, Hooser, Inouye, Baker, Fukunaga, Kim, Kokubun, Ihara, Bunda, Chun Oakland, Trimble.

No. 60 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS POPULAR NAME 'CHINAMAN'S HAT'."

Offered by: Senators Espero, Nishihara, Inouye, Fukunaga, Tokuda, Hemmings, Menor, Kokubun, Bunda, Ihara, Ige, Slom.

No. 61 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A FORENSIC FACILITY."

Offered by: Senators Espero, Chun Oakland, Tokuda, Gabbard, Hemmings, Menor, Sakamoto, Tsutsui, Inouye, Ihara, Whalen, Ige, Bunda, Baker, Fukunaga, Kim, Slom, Kokubun, Trimble.

No. 62 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE TO CONVENE A HAWAII BROADBAND TASK FORCE TO EXPAND BROADBAND ACCESS AND USAGE IN HAWAII."

Offered by: Senators Fukunaga, Espero, English, Ige, Slom.

No. 63 "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF MEXICO AND THE SECOND DISTRICT COURT OF GUADALAJARA TO DROP EXTRADITION CHARGES AGAINST TV BOUNTY HUNTER, DUANE 'DOG' CHAPMAN."

Offered by: Senators Slom, Tokuda, Trimble, Sakamoto, Nishihara, Hemmings, Gabbard, Bunda.

No. 64 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOMELANDS TO ESTABLISH A HAWAIIAN HOMESTEAD COMMUNITY SELF-GOVERNANCE TASK FORCE."

Offered by: Senators Kokubun, Tokuda, Hee, English, Hanabusa, Tsutsui, Espero, Nishihara, Fukunaga, Chun Oakland, Sakamoto, Kim.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 35 to 38) were read by the Clerk and were deferred:

Senate Resolution

No. 35 "SENATE RESOLUTION RESTRICTING THE SERVICE OF PRODUCTS CONTAINING ARTIFICIAL TRANS FATS AT ALL FOOD SERVICE ESTABLISHMENTS."

Offered by: Senators Espero, Menor, Tsutsui, Hooser, Inouye, Baker, Fukunaga, Kim, Kokubun, Ihara, Bunda, Chun Oakland, Trimble.

No. 36 "SENATE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE

USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS POPULAR NAME 'CHINAMAN'S HAT'."

Offered by: Senators Espero, Nishihara, Inouye, Fukunaga, Tokuda, Hemmings, Menor, Kokubun, Bunda, Ihara, Ige, Slom.

No. 37 "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A FORENSIC FACILITY."

Offered by: Senators Espero, Chun Oakland, Tokuda, Gabbard, Hemmings, Menor, Sakamoto, Tsutsui, Inouye, Baker, Ihara, Trimble, Ige, Bunda, Fukunaga, Kim, Whalen, Slom, Kokubun.

No. 38 "SENATE RESOLUTION URGING A COMPREHENSIVE MANAGEMENT REVIEW OF THE DEPARTMENT OF EDUCATION'S OPERATIONS."

Offered by: Senators Hemmings, Slom, Trimble, Whalen.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1032) recommending that S.R. No. 13, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1032 and S.R. No. 13, S.D. 1, entitled: "SENATE RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was deferred until Tuesday, March 13, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1033) recommending that S.C.R. No. 31, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1033 and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was deferred until Tuesday, March 13, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1034) recommending that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

ANNE V. STEVENS, in accordance with Gov. Msg. No. 493; and

PATRICIA ANN WIELAND, in accordance with Gov. Msg. No. 494.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1034 and Gov. Msg. Nos. 493 and 494 was deferred until Tuesday, March 13, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1030 (Gov. Msg. No. 268):

Senator Baker moved that Stand. Com. Rep. No. 1030 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GEORGINA K. KAWAMURA as Director of the Department of Budget and Finance, term to expire December 6, 2010, seconded by Senator Tsutsui.

Senator Baker rose to speak in support of the nominee as follows:

"Madam President, I rise in strong support of this nomination.

"Madam President, when your Committee decided to hold a hearing on this Governor's Message and take testimony from various members of the public on whether the Senate should advise and consent, the things that we looked at were what kind of leadership this nominee had provided in her current position? What was her management style? Did she have the background and the skills necessary to perform the task well and what had been her performance? I'm pleased to report, Madam President, that your Committee found that the nominee, Georgina K. Kawamura, excelled in all of these areas.

"I guess, for me, the thing that was most instructive was to listen to the words of her staff, many of whom are civil service and didn't have to come forward to the Legislature to say nice things about their boss. I have the feeling that it was more than just saying nice things about her, but that it really came from a commitment and dedication that they had observed in her – that she evoked the best in them and they wanted to share that with us.

"Let me read just a few of their comments into the record: 'She has made right decisions when the choices are difficult and has earned our respect in the process. Despite the multitude of demands placed upon her time and energy, she has maintained an open-door policy. She has led by example, encouraging us to respond in a timely and effective manner in all our endeavors. She provides direction and encouragement when we are frustrated, and supports us as a part of her team.'

"To me that says volumes about the ability of this woman to continue to lead this department in a way that would provide the kind of leadership we would expect from all of the Governor's nominees.

"Another set of staff members pointed out that 'she's a quick study in learning the intricacies of state government and its finances. She has a remarkable ability to absorb details of the operating and CIP budget and displays a thorough understanding of budgeting principles and practices. She has brought graciousness, composure, and level-headedness to the position, along with her sense of humor and energy. All very admirable qualities.'

"I think when we look at performance, this comment came from a private sector individual who said: 'Under Ms. Kawamura's leadership at B&F, the State's budgetary documents have been made fully available online.' Another staff pointed out that 'not only are they available online, but in a much more user friendly manner,' and I must admit that the budget in brief that was presented for this year's biennium budget certainly made it easy for many people who do not have an opportunity to delve into some of the intricacies of the budget to understand what the moving parts are.

"After hearing from her staff and others about the exemplary nature of her ability to lead and manage, we also asked her what

her goals were. She talked about now being in a position to pursue a broader agenda to safeguard and strengthen our fiscal integrity, and she outlined several items that I will have included in the record for future reference. But I was most intrigued by somebody who had worked with her on the county level and had observed her at the state level, and this was a message from the Maui Mayor, Mayor Charmaine Tavares, who noted that she had an opportunity to work with Georgina when Mayor Tavares was the Director of Parks and Recreation and also had observed her from her years as a member of the Maui County Council. She noted that 'Georgina's sound judgment, diligence, fair-mindedness, diplomacy, perseverance, and professionalism have been demonstrated consistently throughout the years. She's a distinguished alum from Maui Community College and has a wealth of background and experience that have served her well thus far.'

"Madam President, your Committee believes that these qualities, as enumerated by her staff and others, will continue to serve her and I urge all my colleagues to vote to advise and consent to the nomination of Georgina Kawamura for the Director of Budget and Finance."

Senator Slom rose to support the nomination and stated:

"Madam President, on behalf of your Senate Minority, we want to urge our very strong support for the Governor's Message and for the advice and consent for our Budget Director, Ms. Kawamura.

"Who would want to be Budget Director? Who would want to take on that responsibility? Who would want to take the slings and arrows? Well, Georgina did, and as the Ways and Means Chair so aptly explained, she has done an exemplary job. She is the best of the best and she has taken all of the requests for changes and for implementation and for transparency and she's made them happen.

"Her first four years in many respects were as good as 10 or 12 years for previous Administrations. She has shown a willingness, because of the ability to work with different kinds of people, to not only grasp a problem, but to get a solution quickly. And so, we're very happy to add our support.

"It was mentioned that she has a sense of humor. Anyone that has had an opportunity to talk with her has seen that sense of humor and obviously, if you don't have a sense of humor when you're doing the state budget, you're going to be in very difficult shape. Not bad for a local gal that came from Lanai. She has done everyone proud—she'll do even better in the next four years, and so we urge all our colleagues to support Georgina Kawamura.

"Thank you, Madam President."

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

Ayes, 23. Noes, none. Excused, 2 (Ihara, Menor).

At this time, Senator Baker introduced Ms. Kawamura and her family to the members of the Senate.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM FRIDAY, MARCH 9, 2007

Stand. Com. Rep. No. 1031 (S.C.R. No. 18, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO WORK WITH APPROPRIATE ENTITIES TO EXTEND THE LENGTH OF THE SCHOOL DAY TO ACCOMMODATE INCREASED PHYSICAL EDUCATION, ART, AND MUSIC REQUIREMENTS, AND OTHER SPECIAL PROJECTS, WHICH MAY INCLUDE AFTER SCHOOL ACTIVITIES AND COMPETITIONS," was adopted.

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
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No. 646, H.D. 2	Jointly to the Committee on Energy and Environment, the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
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No. 1950, H.D. 1	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce, Consumer Protection and Affordable Housing
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At this time, the President made the following announcement:

"Members, in order to meet the second lateral deadline next week, I am recommending that for all House bills with a triple committee referral, the first committee file its committee report with the Clerk's Office by 9:00 a.m. on Friday, March 16 so that the second committee will have adequate time to consider the measures."

ADJOURNMENT

At 11:59 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 13, 2007.

THIRTIETH DAY

Tuesday, March 13, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.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 Senator Menor who was excused.

The President announced that she had read and approved the Journal of the Twenty-Ninth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 468 to 470) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 468, transmitting H.B. No. 500, H.D. 1, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 500, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 469, transmitting H.B. No. 1200, H.D. 1, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1200, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 470, transmitting H.B. No. 1212, H.D. 2, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1212, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 65 to 72) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 65 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY."

Offered by: Senators Menor, English, Espero, Hemmings, Chun Oakland, Whalen, Slom, Tokuda, Fukunaga, Bunda, Hee, Baker, Kim, Inouye, Nishihara, Gabbard, Sakamoto, Ihara, Ige, Kokubun, Hooser.

No. 66 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CHARGE RESIDENT TUITION TO PACIFIC ISLAND STUDENTS."

Offered by: Senators Gabbard, English, Slom, Fukunaga, Espero, Tsutsui, Trimble, Hanabusa, Bunda, Chun Oakland, Ige.

No. 67 "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY AND MIDDLE SCHOOL STUDENTS."

Offered by: Senators Nishihara, Tokuda.

No. 68 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS."

Offered by: Senators Hee, Kokubun, Nishihara, Gabbard.

No. 69 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION."

Offered by: Senators Kim, Sakamoto, Gabbard, Chun Oakland, Inouye, Nishihara, Tsutsui, Hooser, Ihara, Ige, Hanabusa, Tokuda.

No. 70 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE TO DEVELOP A TREE CROP INSURANCE PROGRAM FOR TREE FARMS IN HAWAII."

Offered by: Senators Hooser, Chun Oakland, Espero, Trimble, Tsutsui, Fukunaga, Ige, Kim, English, Sakamoto, Kokubun, Taniguchi.

No. 71 "SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR THE CREATION OF UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS."

Offered by: Senators Hooser, Chun Oakland, Sakamoto, Espero, Tsutsui, English, Fukunaga, Ige, Kim, Kokubun, Taniguchi.

No. 72 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON PREDATORY MORTGAGE LENDING IN HAWAII."

Offered by: Senators Hooser, Chun Oakland, Espero, Trimble, English, Tsutsui, Sakamoto, Fukunaga, Kokubun, Kim, Ige, Taniguchi.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 39 to 42) were read by the Clerk and were deferred:

Senate Resolution

No. 39 "SENATE RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'ĪĪ BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'ĪĪ DAY."

Offered by: Senators Menor, English, Espero, Hemmings, Whalen, Slom, Tokuda, Fukunaga, Bunda, Hee, Kokubun, Hooser, Baker, Kim, Inouye, Nishihara, Gabbard, Trimble, Sakamoto, Ihara, Ige.

No. 40 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EVALUATE AND STUDY THE POSSIBILITY OF IMPLEMENTING A FINANCIAL LITERACY CURRICULUM IN PUBLIC MIDDLE AND HIGH SCHOOLS."

Offered by: Senators Gabbard, Slom, Fukunaga, Espero, Tsutsui, Trimble, English, Hanabusa, Bunda, Chun Oakland, Ige.

No. 41 "SENATE RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS."

Offered by: Senators Hee, Kokubun, Nishihara, Gabbard.

No. 42 "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION."

Offered by: Senators Kim, Sakamoto, Chun Oakland, Inouye, Nishihara, Tsutsui, Hooser, Ihara, Gabbard, Ige, Hanabusa, Tokuda.

STANDING COMMITTEE REPORT

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1035) recommending that H.B. No. 853, 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. 853, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 14, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1034 (Gov. Msg. Nos. 493 and 494):

Senator Inouye moved that Stand. Com. Rep. No. 1034 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

ANNE V. STEVENS, term to expire June 30, 2008 (Gov. Msg. No. 493); and

PATRICIA ANN WIELAND, term to expire June 30, 2009 (Gov. Msg. No. 494),

seconded by Senator Tsutsui.

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

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

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, MARCH 12, 2007

Stand. Com. Rep. No. 1032 (S.R. No. 13, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 13, S.D. 1, entitled: "SENATE RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was adopted with Senators Hemmings and Whalen voting "No."

Stand. Com. Rep. No. 1033 (S.C.R. No. 31, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was adopted with Senators Hemmings and Whalen voting "No."

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, March 9, 2007, and Monday, March 12, 2007:

Senate Concurrent Resolution	Referred to:
No. 55	Committee on Education
No. 56	Committee on Education
No. 57	Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs
No. 58	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health
No. 59	Committee on Health
No. 60	Committee on Tourism and Government Operations
No. 61	Jointly to the Committee on Health and the Committee on Public Safety
No. 62	Committee on Economic Development and Taxation

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, March 9, 2007, and Monday, March 12, 2007:

Senate Resolution	Referred to:	RE-REFERRAL OF A SENATE RESOLUTION
No. 30	Committee on Education	The Chair re-referred the following Senate resolution that was offered:
No. 31	Committee on Education	
No. 32	Committee on Education	Senate Resolution
No. 33	Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs	Referred to:
No. 34	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health	No. 21
No. 35	Committee on Health	Committee on Intergovernmental and Military Affairs
No. 36	Committee on Tourism and Government Operations	ADJOURNMENT
No. 37	Jointly to the Committee on Health and the Committee on Public Safety	At 11:44 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 14, 2007.

**REFERRAL OF
HOUSE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of House concurrent resolutions that were received on Friday, March 9, 2007, and Monday, March 12, 2007:

House Concurrent Resolution	Referred to:
No. 25	Committee on Human Services and Public Housing
No. 27	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Human Services and Public Housing
No. 36, H.D. 1	Committee on Transportation and International Affairs
No. 38, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations
No. 42, H.D. 1	Committee on Transportation and International Affairs

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 150, H.D. 2	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 259, H.D. 1	Committee on Ways and Means
No. 1006, H.D. 2	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

THIRTY-FIRST DAY

Wednesday, March 14, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:49 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Thirtieth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 512 to 549) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 512, advising the Senate of the withdrawal of the nomination of CHRISTINE S. JACKSON to the Board of Speech Pathology and Audiology, under Gov. Msg. No. 484, dated February 28, 2007, was placed on file.

In compliance with Gov. Msg. No. 512, the nomination listed under Gov. Msg. No. 484 was returned.

Gov. Msg. No. 513, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of CHRISTOPHER TAKAACKI KOBAYASHI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 514, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of DEXTER NORIFUMI OKADA, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 515, submitting for consideration and confirmation to the Credit Union Advisory Board, the nomination of MILTON W.Y. LUM, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 516, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of DOROTHY KUULEINANI FIFE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 517, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of CORRENA KEHAUNANI PAWN-WHITE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 518, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of ARCHIE HAPAI III, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 519, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of PERRY O. ARTATES, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 520, submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, the nomination of JOYCE NAOMI CHINEN PHD, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 521, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of CHARLES P. WATHEN, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 522, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of CYNTHIA S.H. NAZARA, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 523, submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, the nomination of LEIANA P. ROBINSON, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 524, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of CAROLEE K. ARICAYOS, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 525, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, the nomination of KUULEI A. KILIONA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 526, submitting for consideration and confirmation to the State Board of Nursing, the nomination of NATHANIEL M. APATOV RN, CRNA, PHD, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 527, submitting for consideration and confirmation to the State Board of Nursing, the nomination of STEPHEN A. KULA PHD, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 528, submitting for consideration and confirmation to the State Board of Nursing, the nomination of CECILIA P.S. MUKAI PHD, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 529, submitting for consideration and confirmation to the Board of Psychology, the nomination of ELAINE MARIE HEIBY, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 530, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of R. ERIC HO'OLULUKAMAKANI BEAVER ESQ., term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 531, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of CLARISSA PUANANI HOSINO, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 532, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), the nomination of MATT H. TAKATA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 533, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, the nomination of CHALENE "CHA" MAE KU'UPUAALA THOMPSON, term to expire June 30, 2010, was referred to the Committee on Tourism and Government Operations.

Gov. Msg. No. 534, submitting for consideration and confirmation to the Commission on Transportation, the nomination of JOHN JAY ROMANOWSKI, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 535, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of BYRON WILBUR BENDER, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 536, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of MICHAEL ALEJANDRE DAHLIG, term to expire June 30, 2009, was referred to the Committee on Education.

Gov. Msg. No. 537, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of MARLENE MARIE HAPAI PHD, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 538, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of CATHERINE Y. LAGARETA, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 539, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of JANE BARROWS TATIBOUET, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 540, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of EASSIE M. MILLER, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 541, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of TODD KALA APO, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 542, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of RAYNARD SHAYNE CHUNG, term to

expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 543, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of CARLA KUROKAWA, term to expire June 30, 2010, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 544, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of LESTER MINEO MURAOKA, term to expire June 30, 2009, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 545, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of STEVETTE K. SANTIAGO, term to expire June 30, 2008, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 546, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of ROBERT J. TOM, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 547, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of LANCE KEAWE WILHELM, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 548, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of GREGG T. YAMANAKA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 549, advising the Senate of the withdrawal of the nomination of SHERREL LEYTON HAMMAR MD to the Hawai'i Medical Education Council, under Gov. Msg. No. 425, dated February 15, 2007, was placed on file.

In compliance with Gov. Msg. No. 549, the nomination listed under Gov. Msg. No. 425 was returned.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 73 to 110) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 73 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII SUBMIT A REPORT WITH INFORMATION REGARDING THE SALARIES OF UH-MANOA FACULTY AND ADMINISTRATORS."

Offered by: Senator Sakamoto.

No. 74 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM."

Offered by: Senator Sakamoto.

No. 75 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE

ANALYSIS OF THE REGULATION OF DESTINATION CLUBS AND THOSE WHO MARKET THEM.”

Offered by: Senator Sakamoto.

No. 76 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION UNDERTAKE A STUDY TO DETERMINE THE NEED FOR AN OMBUDSMAN AT EACH OF THE PUBLIC SCHOOL DISTRICTS.”

Offered by: Senator Sakamoto.

No. 77 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A STUDY TO REPORT ON THE STATUS AND NEEDS OF EXISTING TEACHER HOUSING.”

Offered by: Senator Sakamoto.

No. 78 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A COMPREHENSIVE PLAN FOR PROGRAMS THAT PROVIDE FOR HIGH ACHIEVING STUDENTS.”

Offered by: Senator Sakamoto.

No. 79 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS.”

Offered by: Senator Sakamoto.

No. 80 “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES SENATE TO PASS H.R. 4, KNOWN AS THE MEDICARE PRESCRIPTION DRUG PRICE NEGOTIATION ACT OF 2007.”

Offered by: Senators Ihara, Chun Oakland.

No. 81 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF HAWAII’S INDEPENDENT LIVING CENTER.”

Offered by: Senator Ihara, by request.

No. 82 “SENATE CONCURRENT RESOLUTION SUPPORTING LIEUTENANT EHREN WATADA.”

Offered by: Senator Ihara, by request.

No. 83 “SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO COMMENCE IMPEACHMENT PROCEEDINGS AGAINST THE PRESIDENT AND THE VICE-PRESIDENT OF THE UNITED STATES.”

Offered by: Senator Ihara, by request.

No. 84 “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE HAWAIIAN EDUCATION PROGRAM.”

Offered by: Senator Hanabusa, by request.

No. 85 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE REGULATION AND

CONTROL OF THE BEACH CONCESSIONS AT WAIKIKI BEACH.”

Offered by: Senator Hanabusa, by request.

No. 86 “SENATE CONCURRENT RESOLUTION REQUESTING RELIEF FROM REAL PROPERTY TAXES ON KULEANA LANDS.”

Offered by: Senator Hanabusa, by request.

No. 87 “SENATE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONTINUE TO CONVENE A TEMPORARY COMMISSION ON BIOPROSPECTING.”

Offered by: Senator Hanabusa, by request.

No. 88 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONTINUE ITS EFFORTS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES.”

Offered by: Senator Hanabusa, by request.

No. 89 “SENATE CONCURRENT RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO‘OULU LĀHUI ALOHA, TO RAISE A BELOVED NATION.”

Offered by: Senator Hanabusa, by request.

No. 90 “SENATE CONCURRENT RESOLUTION SUPPORTING THE ENACTMENT OF THE NATIVE HAWAIIAN GOVERNMENT REORGANIZATION ACT, ALSO KNOWN AS THE AKAKA BILL.”

Offered by: Senator Hanabusa, by request.

No. 91 “SENATE CONCURRENT RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT.”

Offered by: Senator Hanabusa.

No. 92 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CREATE A CURRICULUM TO INCLUDE PARENTING CLASSES TO ASSIST YOUNG ADULTS IN ACQUIRING PARENTING SKILLS AND UNDERSTANDING PARENTAL RESPONSIBILITIES.”

Offered by: Senator Hanabusa.

No. 93 “SENATE CONCURRENT RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS.”

Offered by: Senator Hanabusa, by request.

No. 94 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE AND IMPLEMENT A

TRAFFIC CONGESTION REDUCTION PLAN, A TRAFFIC FLOW IMPROVEMENT PLAN, AN INFRASTRUCTURE MAINTENANCE AND IMPROVEMENT PLAN, AND A SAFETY ENHANCEMENT PROGRAM.”

Offered by: Senator Hanabusa.

No. 95 “SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII AND THE HAWAII AGRICULTURE RESEARCH CENTER TO REFRAIN FROM DEVELOPING, TESTING, PROPAGATING, CULTIVATING, RAISING, OR GROWING GENETICALLY MODIFIED TRADITIONAL HAWAIIAN TARO VARIETIES IN THE STATE OR CONDUCTING ANY TYPE OF RESEARCH THAT WOULD SIGNIFICANTLY IMPACT TRADITIONAL HAWAIIAN TARO VARIETIES.”

Offered by: Senator Hanabusa.

No. 96 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS AND THE CONGRESSIONAL DELEGATION FROM THE STATE OF HAWAII TO USE ALL THEIR EFFORTS, ENERGIES, AND ABILITIES TO WITHDRAW THE UNITED STATES FROM ANY FURTHER PARTICIPATION IN THE SECURITY AND PROSPERITY PARTNERSHIP OF NORTH AMERICA, AND WITHDRAW FROM AND AVOID PARTICIPATION IN ANY OTHER BILATERAL OR MULTILATERAL ACTIVITY THAT SEEKS TO ADVANCE, AUTHORIZE, FUND, OR IN ANY WAY PROMOTE CONTINENTAL INTEGRATION OR THE CREATION OF A ‘NORTH AMERICAN UNION.’”

Offered by: Senator Hanabusa, by request.

No. 97 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A STUDY AS TO WHETHER THE BOARD OF ELECTRICIANS AND PLUMBERS SHOULD BE SPLIT INTO TWO SEPARATE BOARDS.”

Offered by: Senator Hanabusa.

No. 98 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PERFORMANCE AUDIT OF THE TRAFFIC SAFETY FUNCTION OF THE DEPARTMENT OF TRANSPORTATION.”

Offered by: Senator Hanabusa.

No. 99 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PROGRAM AND FINANCIAL AUDIT OF HONOLULU COMMUNITY ACTION PROGRAM.”

Offered by: Senator Hanabusa.

No. 100 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF CONSUMER PROTECTION TO ESTABLISH A TASK FORCE TO REVIEW THE PROCESSES, PROCEDURES, AND THE FUNDING MECHANISMS OF THE OFFICE OF DISCIPLINARY COUNSEL.”

Offered by: Senator Hanabusa.

No. 101 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND

NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS.”

Offered by: Senator Hanabusa.

No. 102 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY LABELING REQUIREMENTS RELATING TO THE USE OF HAWAII-GROWN COFFEE NAMES.”

Offered by: Senators Kokubun, Tokuda, Espero, Hee, English, Taniguchi, Nishihara, Kim, Ige, Ihara.

No. 103 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ADOPT ADMINISTRATIVE RULES TO ESTABLISH UNIFORM INSPECTION, CERTIFICATION, AND AUDIT REQUIREMENTS FOR ALL COFFEE GROWN IN HAWAII.”

Offered by: Senators Kokubun, Tokuda, Hee, English, Hooser, Taniguchi, Nishihara, Kim, Ige, Ihara.

No. 104 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO PROVIDE AN ECONOMIC ANALYSIS OF THE IMPACT OF CHANGES TO HAWAII’S KONA COFFEE MINIMUM CONTENT LAWS, AND REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY WAYS TO IMPROVE ENFORCEMENT OF THOSE LAWS.”

Offered by: Senators Kokubun, Hee, Taniguchi, Nishihara, Espero, Kim, Hooser, Ige, Ihara.

No. 105 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO INCLUDE CATCHMENT WATER SYSTEMS WITHIN ITS REGULATORY FRAMEWORK.”

Offered by: Senators Kokubun, Tokuda, English, Ihara, Chun Oakland, Espero, Hee, Hooser, Taniguchi, Kim, Ige.

No. 106 “SENATE CONCURRENT RESOLUTION URGING STATE AND COUNTY AGENCIES TO ACCOUNT FOR SEA-LEVEL RISE AND MINIMIZE RISKS FROM COASTAL HAZARDS.”

Offered by: Senators Kokubun, Taniguchi, Nishihara, Espero, Kim, Hooser, Ige, Ihara.

No. 107 “SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL, STATE, AND COUNTY AGENCIES TO IMPLEMENT THE 2006 OCEAN RESOURCES MANAGEMENT PLAN.”

Offered by: Senators Kokubun, Tokuda, Espero, Hee, English, Taniguchi, Nishihara, Kim, Ihara, Ige.

No. 108 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007.”

Offered by: Senator Inouye.

No. 109 "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY."

Offered by: Senators English, Nishihara, Ihara, Chun Oakland, Bunda, Inouye, Kokubun, Gabbard, Tokuda.

No. 110 "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO AMEND THEIR RESPECTIVE BUILDING CODE TO ALLOW FOR THE CONSTRUCTION OF INDIGENOUS HAWAIIAN DWELLINGS FOR RESIDENTIAL PURPOSES, AS PROVIDED BY THE HAWAII REVISED STATUTES."

Offered by: Senators English, Nishihara, Hemmings, Ihara, Chun Oakland, Bunda, Inouye, Kokubun, Gabbard, Tokuda.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 43 to 67) were read by the Clerk and were deferred:

Senate Resolution

No. 43 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION UNDERTAKE A STUDY TO DETERMINE THE NEED FOR AN OMBUDSMAN AT EACH OF THE PUBLIC SCHOOL DISTRICTS."

Offered by: Senator Sakamoto.

No. 44 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A STUDY TO REPORT ON THE STATUS AND NEEDS OF EXISTING TEACHER HOUSING."

Offered by: Senator Sakamoto.

No. 45 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A COMPREHENSIVE PLAN FOR PROGRAMS THAT PROVIDE FOR HIGH ACHIEVING STUDENTS."

Offered by: Senator Sakamoto.

No. 46 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS."

Offered by: Senator Sakamoto.

No. 47 "SENATE RESOLUTION URGING THE UNITED STATES SENATE TO PASS H.R. 4, KNOWN AS THE MEDICARE PRESCRIPTION DRUG PRICE NEGOTIATION ACT OF 2007."

Offered by: Senators Ihara, Chun Oakland.

No. 48 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF THE HAWAIIAN EDUCATION PROGRAM."

Offered by: Senator Hanabusa, by request.

No. 49 "SENATE RESOLUTION REQUESTING A STUDY OF THE REGULATION AND CONTROL OF THE BEACH CONCESSIONS AT WAIKIKI BEACH."

Offered by: Senator Hanabusa, by request.

No. 50 "SENATE RESOLUTION REQUESTING RELIEF FROM REAL PROPERTY TAXES ON KULEANA LANDS."

Offered by: Senator Hanabusa, by request.

No. 51 "SENATE RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONTINUE TO CONVENE A TEMPORARY COMMISSION ON BIOPROSPECTING."

Offered by: Senator Hanabusa, by request.

No. 52 "SENATE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONTINUE ITS EFFORTS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Offered by: Senator Hanabusa, by request.

No. 53 "SENATE RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO'OU LU LĀHUI ALOHA, TO RAISE A BELOVED NATION."

Offered by: Senator Hanabusa, by request.

No. 54 "SENATE RESOLUTION SUPPORTING THE ENACTMENT OF THE NATIVE HAWAIIAN GOVERNMENT REORGANIZATION ACT, ALSO KNOWN AS THE AKAKA BILL."

Offered by: Senator Hanabusa, by request.

No. 55 "SENATE RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT."

Offered by: Senator Hanabusa.

No. 56 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CREATE A CURRICULUM TO INCLUDE PARENTING CLASSES TO ASSIST YOUNG ADULTS IN ACQUIRING PARENTING SKILLS AND UNDERSTANDING PARENTAL RESPONSIBILITIES."

Offered by: Senator Hanabusa.

No. 57 "SENATE RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS."

Offered by: Senator Hanabusa, by request.

No. 58 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE AND

IMPLEMENT A TRAFFIC CONGESTION REDUCTION PLAN, A TRAFFIC FLOW IMPROVEMENT PLAN, AN INFRASTRUCTURE MAINTENANCE AND IMPROVEMENT PLAN, AND A SAFETY ENHANCEMENT PROGRAM.”

Offered by: Senator Hanabusa.

No. 59 “SENATE RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII AND THE HAWAII AGRICULTURE RESEARCH CENTER TO REFRAIN FROM DEVELOPING, TESTING, PROPAGATING, CULTIVATING, RAISING, OR GROWING GENETICALLY MODIFIED TRADITIONAL HAWAIIAN TARO VARIETIES IN THE STATE OR CONDUCTING ANY TYPE OF RESEARCH THAT WOULD SIGNIFICANTLY IMPACT TRADITIONAL HAWAIIAN TARO VARIETIES.”

Offered by: Senator Hanabusa.

No. 60 “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS AND THE CONGRESSIONAL DELEGATION FROM THE STATE OF HAWAII TO USE ALL THEIR EFFORTS, ENERGIES, AND ABILITIES TO WITHDRAW THE UNITED STATES FROM ANY FURTHER PARTICIPATION IN THE SECURITY AND PROSPERITY PARTNERSHIP OF NORTH AMERICA, AND WITHDRAW FROM AND AVOID PARTICIPATION IN ANY OTHER BILATERAL OR MULTILATERAL ACTIVITY THAT SEEKS TO ADVANCE, AUTHORIZE, FUND, OR IN ANY WAY PROMOTE CONTINENTAL INTEGRATION OR THE CREATION OF A ‘NORTH AMERICAN UNION.’”

Offered by: Senator Hanabusa, by request.

No. 61 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS.”

Offered by: Senator Hanabusa.

No. 62 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY LABELING REQUIREMENTS RELATING TO THE USE OF HAWAII-GROWN COFFEE NAMES.”

Offered by: Senators Kokubun, Tokuda, Hee, English, Taniguchi, Ihara, Nishihara, Kim, Ige.

No. 63 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ADOPT ADMINISTRATIVE RULES TO ESTABLISH UNIFORM INSPECTION, CERTIFICATION, AND AUDIT REQUIREMENTS FOR ALL COFFEE GROWN IN HAWAII.”

Offered by: Senators Kokubun, Tokuda, Espero, Hee, English, Hooser, Taniguchi, Nishihara, Kim, Ige, Ihara.

No. 64 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO INCLUDE CATCHMENT WATER SYSTEMS WITHIN ITS REGULATORY FRAMEWORK.”

Offered by: Senators Kokubun, Tokuda, English, Ihara, Chun Oakland, Hee, Hooser, Taniguchi, Kim, Ige.

No. 65 “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007.”

Offered by: Senator Inouye.

No. 66 “SENATE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY.”

Offered by: Senators English, Nishihara, Ihara, Chun Oakland, Bunda, Inouye, Kokubun, Gabbard, Tokuda.

No. 67 “SENATE RESOLUTION REQUESTING THE COUNTIES TO AMEND THEIR RESPECTIVE BUILDING CODE TO ALLOW FOR THE CONSTRUCTION OF INDIGENOUS HAWAIIAN DWELLINGS FOR RESIDENTIAL PURPOSES, AS PROVIDED BY THE HAWAII REVISED STATUTES.”

Offered by: Senators English, Inouye, Kokubun, Gabbard, Tokuda.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1036) recommending that the Senate advise and consent to the nominations to the Community-Based Economic Development Advisory Council of the following:

ELAINE LOUISE HOGUE, in accordance with Gov. Msg. No. 306;

WAYNETTE HO-KWON, in accordance with Gov. Msg. No. 307;

ANNA K. RIBUCAN, in accordance with Gov. Msg. No. 308; and

ANNA MARIE P. SPRINGER, in accordance with Gov. Msg. No. 309.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1036 and Gov. Msg. Nos. 306, 307, 308 and 309 was deferred until Thursday, March 15, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1037) recommending that the Senate advise and consent to the nomination of SHARON MARIE WONG to the Board of Directors of the High Technology Development Corporation, in accordance with Gov. Msg. No. 350.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1037 and Gov. Msg. No. 350 was deferred until Thursday, March 15, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1038) recommending that the Senate advise and

consent to the nominations to the Small Business Regulatory Review Board of the following:

BRUCE E. BUCKY, in accordance with Gov. Msg. No. 390; and

PETER YUKIMURA, in accordance with Gov. Msg. No. 391.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1038 and Gov. Msg. Nos. 390 and 391 was deferred until Thursday, March 15, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1039) recommending that the Senate advise and consent to the nomination of BENJAMIN J. YIM to the King Kamehameha Celebration Commission, in accordance with Gov. Msg. No. 423.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1039 and Gov. Msg. No. 423 was deferred until Thursday, March 15, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1040) recommending that H.B. No. 21, H.D. 1, 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. 21, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 15, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1041) recommending that H.B. No. 25, H.D. 1, as amended in S.D. 1, 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. 25, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 16, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 1042) recommending that S.R. No. 19 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1042 and S.R. No. 19, entitled: "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS," was deferred until Thursday, March 15, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 1043) recommending that S.C.R. No. 39 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1043 and S.C.R. No. 39, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND

SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS," was deferred until Thursday, March 15, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 1044) recommending that S.R. No. 18 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1044 and S.R. No. 18, entitled: "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was deferred until Thursday, March 15, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 1045) recommending that S.C.R. No. 38 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1045 and S.C.R. No. 38, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was deferred until Thursday, March 15, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs presented a report (Stand. Com. Rep. No. 1046) recommending that S.C.R. No. 47 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1046 and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT S.57 AND H.R.760, ENTITLED THE FILIPINO VETERANS EQUITY ACT OF 2007," was deferred until Thursday, March 15, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1047) recommending that H.B. No. 831, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 831, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

H.B. No. 853, H.D. 2:

By unanimous consent, action on H.B. No. 853, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," was deferred until Friday, March 16, 2007.

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:
No. 1735, H.D. 2 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 62 and H.B. No. 1630.

Senator Fukunaga noted:

“Madam President, these are two measures that we are adding to tomorrow’s previously noticed Economic Development and Taxation hearing. We are trying to clear as many of the measures that are referred to the Economic Development and Taxation Committee as single referrals as possible to clear the way for next week’s referrals coming from other Committees.”

The Chair then granted the waiver.

SENATE CONCURRENT RESOLUTIONS SENATE RESOLUTIONS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Senate authorized the Clerk to receive Senate concurrent resolutions and Senate resolutions prior to 6:00 o’clock p.m. In consequence thereof, and subsequent to its recessing at 11:55 o’clock a.m., the following resolutions were received and deferred:

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution

No. 111 “SENATE CONCURRENT RESOLUTION URGING THE HAWAII WORKFORCE DEVELOPMENT COUNCIL TO REVIEW ITS POLICY ON ACQUISITION OF INTELLECTUAL PROPERTY RIGHTS SO THAT THE WORKPLACE EXCELLENCE PROGRAM CAN BE ESTABLISHED IN HAWAII.”

Offered by: Senator Sakamoto.

No. 112 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A STUDY TO DETERMINE THE MOST EFFECTIVE MEDIUM BETWEEN ‘ONE SIZE FITS ALL’ AND ‘TO EACH HIS OWN.’”

Offered by: Senator Sakamoto.

No. 113 “SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS.”

Offered by: Senators Baker, Ige, Chun Oakland.

No. 114 “SENATE CONCURRENT RESOLUTION REQUESTING PROHIBITIONS ON THE DUMPING OF VESSEL SEWAGE WITHIN THE BOUNDARIES OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY.”

Offered by: Senators Baker, Tokuda, Chun Oakland, Sakamoto, Espero, English, Fukunaga, Ige, Ihara, Kim, Slom, Kokubun, Trimble, Nishihara, Bunda.

No. 115 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CODIFY THE LANGUAGE OF THE REFERENCES TO INTERNAL REVENUE CODE PROVISIONS IN SECTION 235-110.7, HAWAII REVISED STATUTES.”

Offered by: Senators Fukunaga, Inouye, Nishihara, Espero, Kim, Gabbard, Hee, Tokuda, Bunda, English, Ige.

No. 116 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES.”

Offered by: Senators Gabbard, Trimble, Bunda, Kim, Slom, Inouye, Sakamoto, Chun Oakland, Hemmings, Fukunaga, Ige, English.

No. 117 “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO SURVEY WHETHER AND HOW WORKERS’ COMPENSATION LAWS IN OTHER STATES ARE USED TO COVER EMPLOYEE DISABILITIES CAUSED BY MULTIPLE CHEMICAL SENSITIVITIES.”

Offered by: Senator Menor.

No. 118 “SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DRAFT PROPOSED LEGISLATION TO CREATE AN OFFICE OF ENERGY.”

Offered by: Senator Menor.

No. 119 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE EMPLOYEES’ RETIREMENT SYSTEM.”

Offered by: Senator Menor.

No. 120 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE GOVERNOR TO CONDUCT A FEASIBILITY STUDY ON THE ESTABLISHMENT AND OPERATION OF A CAPITOL GIFT SHOP IN THE STATE CAPITOL BUILDING.”

Offered by: Senator Menor.

No. 121 “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO SUPPORT THE ETHICAL RECRUITMENT OF NURSES.”

Offered by: Senator Menor.

No. 122 “SENATE CONCURRENT RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS’ BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE.”

Offered by: Senator Menor.

No. 123 "SENATE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN."

Offered by: Senator Hanabusa.

No. 124 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, THE HAWAII TOURISM AUTHORITY, AND THE HAWAII VISITORS AND CONVENTION BUREAU TO CONDUCT ACTIVITIES TO INCREASE THE NUMBER OF VISITORS FROM TAIWAN."

Offered by: Senators Hanabusa, Chun Oakland.

No. 125 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ENTER INTO A FREE TRADE AGREEMENT WITH TAIWAN."

Offered by: Senators Hanabusa, Chun Oakland.

No. 126 "SENATE CONCURRENT RESOLUTION REQUESTING THE WORLD HEALTH ORGANIZATION TO CONFER 'OBSERVER STATUS' UPON TAIWAN IN ORDER TO PERMIT TAIWAN'S PARTICIPATION IN THE WORLD HEALTH ORGANIZATION'S PROGRAMS AND ACTIVITIES."

Offered by: Senators Hanabusa, Chun Oakland.

No. 127 "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF BAIL BONDING AGENTS AND THE BAIL BOND INDUSTRY."

Offered by: Senators Hee, Nishihara, Kokubun.

No. 128 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES STUDY AND EVALUATE THE ALTERNATIVES TO UPGRADING THE STATE'S PAYROLL AND PERSONNEL SYSTEMS."

Offered by: Senator Nishihara.

No. 129 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO EXPLORE ALL METHODS OF REINTRODUCING FISH TO THE STATE CAPITOL'S SURROUNDING POND AND IMPLEMENTING THE REINTRODUCTION OF FISH."

Offered by: Senator Nishihara.

No. 130 "SENATE CONCURRENT RESOLUTION REQUESTING THE CLERK OF EACH COUNTY TO MAIL ABSENTEE BALLOTS IN A TIMELY MANNER TO PROMOTE INFORMED VOTING."

Offered by: Senator Ihara.

No. 131 "SENATE CONCURRENT RESOLUTION RECOGNIZING THE VALUE AND IMPORTANCE OF

CONTINUING TO SERVE HAWAII'S VISITORS WHO COME TO PAY THEIR RESPECTS TO THE VARIOUS MEMORIALS AT PEARL HARBOR."

Offered by: Senators Slom, Whalen, Hemmings, Trimble, Gabbard, Fukunaga.

No. 132 "SENATE CONCURRENT RESOLUTION HONORING AND MAINTAINING THE USS ARIZONA MARINE CORPS REMEMBRANCE IN ITS CURRENT LOCATION."

Offered by: Senators Slom, Whalen, Hemmings, Trimble, Gabbard, Fukunaga.

No. 133 "SENATE CONCURRENT RESOLUTION SUPPORTING THE IMPLEMENTATION OF A HAWAIIAN LANGUAGE MEDIUM EDUCATION PILOT PROGRAM."

Offered by: Senators Hee, Sakamoto.

No. 134 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND MANAGERS RIDGE LLC TO DEVELOP A PLAN FOR THE CONTINUATION OF THE KAHUKU HIGH AND INTERMEDIATE SCHOOL AGRICULTURE PROGRAM."

Offered by: Senators Hee, Tokuda, Kokubun.

No. 135 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS."

Offered by: Senators Tokuda, Sakamoto.

No. 136 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA COLLEGE OF SOCIAL SCIENCES PUBLIC POLICY CENTER TO CONDUCT A COST-BENEFIT ANALYSIS FOR A FAMILY CAREGIVER TAX CREDIT."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Espero.

No. 137 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DESIGN A LONG-TERM COMPREHENSIVE FINANCIAL PLAN."

Offered by: Senator Sakamoto.

No. 138 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION."

Offered by: Senator Sakamoto.

No. 139 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM."

Offered by: Senators Sakamoto, Nishihara, Tokuda.

No. 140 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A UNIVERSITY OF HAWAII SECOND CENTURY PROMISE TASK FORCE."

Offered by: Senator Sakamoto.

No. 141 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY OF THE FEASIBILITY OF CONSTRUCTING THE UNIVERSITY OF HAWAII, WEST OAHU ON THE LEEWARD COMMUNITY COLLEGE CAMPUS, WHICH INCORPORATES LEEWARD COMMUNITY COLLEGE THEREIN."

Offered by: Senator Kim.

No. 142 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' ADULT PROTECTIVE SERVICES AND COMPARE THEM TO HAWAII'S ADULT PROTECTIVE SERVICES."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Tsutsui, Espero.

No. 143 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RESPITE CARE."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Tsutsui, Espero.

No. 144 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE IMPLEMENTATION OF THE CASH AND COUNSELING PROGRAM IN OTHER STATES."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Tsutsui, Espero.

No. 145 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY PRE-PAID OR PRE-NEED FUNERAL OR BURIAL PLANS."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Espero.

No. 146 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE MANAGEMENT AUDIT OF THE CABLE TELEVISION DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS."

Offered by: Senator Ihara.

No. 147 "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY."

Offered by: Senators Kim, Chun Oakland, Espero, Slom, Trimble, Ige, Sakamoto, Gabbard, Tokuda, Tsutsui.

No. 148 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF CONSUMER PROTECTION TO DRAFT MINIMUM STANDARDS FOR CUSTOMER SERVICE FOR SERVICES PERFORMED IN PRIVATE HOMES."

Offered by: Senators Kim, Chun Oakland, Slom, Ihara, Gabbard, Trimble, Ige, Sakamoto, Tokuda.

No. 149 "SENATE CONCURRENT RESOLUTION REQUESTING CAR RENTAL COMPANIES AND CATRALA-HAWAII TO RECONSIDER THEIR POLICIES ON RENTING VEHICLES TO DRIVERS UNDER THE AGE OF EIGHTEEN WHO HAVE VALID DRIVERS LICENSES AND PROPER INSURANCE."

Offered by: Senators Kim, Hooser, Ihara, Ige, Sakamoto, Hanabusa, Chun Oakland, Tsutsui, Tokuda, Gabbard, Slom, English, Menor, Trimble, Hee.

No. 150 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS."

Offered by: Senators Baker, Ihara, Ige, Fukunaga, Slom, Chun Oakland, Kim, Espero, Nishihara, Hemmings, Tokuda.

No. 151 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE USE OF THE NAME 'PAPAHĀNAUMOKUĀKEA MARINE NATIONAL MONUMENT.'"

Offered by: Senator Hanabusa, by request.

No. 152 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE OFFICE OF HAWAIIAN AFFAIRS AND THE EXECUTIVE BRANCH TO NEGOTIATE A SETTLEMENT REGARDING THE INCOME AND PROCEEDS FROM THE PUBLIC LAND TRUST."

Offered by: Senator Hanabusa, by request.

No. 153 "SENATE 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 THE IMPACTS THAT A LARGE INCREASE IN EMPLOYEES MAY HAVE ON THE SPARSELY POPULATED NORTH SHORE OF OAHU."

Offered by: Senator Hanabusa, by request.

No. 154 "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON TRANSPORTATION AND INTERNATIONAL AFFAIRS AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON TRANSPORTATION TO CONVENE A JOINT HEARING WITH THE PARTICIPATION OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU TO CONSIDER THE LIKELY IMPACTS ON TRAFFIC BY THE PROPOSED TURTLE BAY RESORT EXPANSION AND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION."

Offered by: Senator Hanabusa, by request.

No. 155 "SENATE CONCURRENT RESOLUTION ESTABLISHING A KAPAA QUARRY ROAD SAFETY TASK FORCE TO CONDUCT A STUDY TO DEVELOP AND RECOMMEND TRAFFIC SAFETY MEASURES FOR KAPAA QUARRY ROAD IN ORDER TO ALLEVIATE

DANGEROUS ROAD CONDITIONS AND REDUCE HAZARDOUS DRIVING PRACTICES.”

Offered by: Senators Tokuda, Espero, Gabbard, Inouye, Hee, Tsutsui, English, Hemmings.

No. 156 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, THE DEPARTMENT OF TRANSPORTATION SERVICES, AND VANPOOL HAWAII TO WORK COOPERATIVELY TO CREATE A SENIOR VAN POOL PROGRAM.”

Offered by: Senators Tokuda, Chun Oakland, Espero, Gabbard, Hooser, Hemmings, Ige, Taniguchi, Inouye, Tsutsui, English.

No. 157 “SENATE CONCURRENT RESOLUTION E HO‘OKIPA ANA I KA ‘AHAHUI KAUMOKU‘ĀINA NO KA HO‘ONA‘AUAO ‘ILIKINI.”

Offered by: Senators Hee, Kokubun.

No. 158 “SENATE CONCURRENT RESOLUTION ENCOURAGING THE PARTIES TO PROPOSE NON-JUDICIAL MEANS TO RESOLVE ALL CLAIMS IN KALIMA, ET AL., V. STATE OF HAWAII, ET AL.”

Offered by: Senator Kokubun.

No. 159 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE JUDICIARY’S PROGRAMS FOR PERSONS SENTENCED TO COMMUNITY SERVICE.”

Offered by: Senator Espero.

No. 160 “SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF ENTITIES GOVERNED BY CHAPTER 514B, HAWAII REVISED STATUTES, AND THE ENFORCEMENT OF POLICIES RELATING TO CONDOMINIUMS IN THE STATE THROUGH THE CREATION OF A CONDOMINIUM COMMISSION.”

Offered by: Senator Taniguchi.

No. 161 “SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AUDITOR TO AUDIT THE EWA VILLAGES REVITALIZATION PROJECT AND THAT THE TERMS OF THE MEMORANDUM OF AGREEMENT TO RENOVATE AND MAINTAIN THE HISTORIC PROPERTIES BE FACILITATED.”

Offered by: Senator Espero.

No. 162 “SENATE CONCURRENT RESOLUTION REQUESTING THE HONOLULU POLICE DEPARTMENT CREATE A NOISE ABATEMENT TASK FORCE TO REDUCE NOISE POLLUTION THROUGH ENFORCEMENT OF SPECIFIED CONDITIONS, STATE LAWS, RULES, REGULATIONS, AND STANDARDS.”

Offered by: Senators Trimble, Slom, Hemmings, Whalen, Inouye, English.

No. 163 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES IN COORDINATION WITH THE STATE DEPARTMENT OF DEFENSE CIVIL

DEFENSE DIVISION TO ADOPT RULES TO PROVIDE FOR A TSUNAMI INUNDATION ZONE BUILDING CODE AND FURTHER REQUESTING THE GOVERNOR AND STATE AGENCIES TO PROVIDE FOR A SETBACK OF 500 FEET FROM THE EDGE OF A TSUNAMI INUNDATION ZONE IN THE CONSTRUCTION OF ANY NON-MARITIME RELATED PUBLIC STRUCTURES AND STRUCTURES THAT CONTAIN HAZARDOUS SUBSTANCES.”

Offered by: Senators Trimble, Slom.

No. 164 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM CONDUCT A STUDY TO CREATE A ONE-STOP PERMIT SHOP FOR RENEWABLE ENERGY PROJECTS.”

Offered by: Senators Hooser, Sakamoto, Ihara, Taniguchi.

No. 165 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM’S OFFICE OF PLANNING TO CREATE A COMMISSION TO IDENTIFY AND PRIORITIZE VALUES AND PROSPECTIVE USES OF FEDERAL PROPERTIES WHICH MAY BE AVAILABLE FOR TRANSFER TO THE STATE AT A FUTURE DATE.”

Offered by: Senators Trimble, Slom, Hemmings, Whalen, Inouye, English.

No. 166 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A TEMPORARY LOCATION FOR THE MANOA PUBLIC LIBRARY TO ACCOMMODATE THE COMMUNITY AND STUDENTS DURING THE LIBRARY’S TWO-YEAR CLOSURE.”

Offered by: Senator Taniguchi.

No. 167 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO COORDINATE WITH THE NATIONAL TRANSPORTATION SAFETY BOARD AND FEDERAL AVIATION ADMINISTRATION IN A REVIEW AND EVALUATION OF KAUA‘I HELICOPTER OPERATIONS, AND MAKE RECOMMENDATIONS AND A PLAN OF ACTION TO IMPROVE SAFETY.”

Offered by: Senators Hooser, Sakamoto, Ihara.

No. 168 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP COST ESTIMATES AND PLANS TO MAKE EXTENSIVE RENOVATIONS TO KAPAA, KAUI, AND WAIMEA HIGH SCHOOL GYMNASIUMS.”

Offered by: Senators Hooser, Trimble, Baker, Tokuda, Nishihara, Espero, Slom, Tsutsui, Inouye, Kim, Chun Oakland, Ihara, English.

No. 169 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW ANY AND ALL POLICIES OR RULES RELATED TO DRESS CODES AND SCHOOL UNIFORMS TO ENSURE THE FULL PROTECTION AND GUARANTEE OF ALL CIVIL RIGHTS OF STUDENTS.”

Offered by: Senators Hooser, Tokuda, Nishihara, Espero, Slom, Tsutsui, Inouye, Ihara.

No. 170 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AND ADOPT POLICIES THAT ENSURE NOTIFICATION BY ALL HEALTH CARE FACILITIES AND HEALTH CARE PROVIDERS TO THE GOVERNOR-DESIGNATED PROTECTION AND ADVOCACY ENTITY OR AGENCY PRIOR TO TRANSFERRING ANY INDIVIDUAL OUT-OF-STATE TO A TREATMENT, REHABILITATION, OR LONG-TERM CARE FACILITY."

Offered by: Senator Ihara.

No. 171 "SENATE CONCURRENT RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION TO WORK WITH THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH NOISE SENSITIVE OPERATING PROCEDURES AND AIR TRAFFIC PATTERNS TO REDUCE AND CONTROL AIRCRAFT NOISE IMPACTS."

Offered by: Senators Ihara, English, Fukunaga, Inouye, Tokuda, Hooser, Tsutsui, Chun Oakland, Trimble, Espero.

No. 172 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMMEDIATELY CONVENE AN AIRCRAFT NOISE ABATEMENT ADVISORY COMMITTEE TO WORK WITH THE FEDERAL AVIATION ADMINISTRATION TO ESTABLISH EFFECTIVE NOISE ABATEMENT PROCEDURES AND TO ADOPT RULES AND REGULATIONS IN ORDER TO MITIGATE AIRCRAFT NOISE IMPACTS ON NOISE SENSITIVE AREAS."

Offered by: Senators Ihara, Espero, English, Inouye, Tokuda, Chun Oakland, Tsutsui, Trimble.

No. 173 "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION."

Offered by: Senator Sakamoto.

No. 174 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO DRAFT AMENDMENTS TO THE PROCUREMENT CODE RELATING TO THE UNIVERSITY OF HAWAII."

Offered by: Senator Sakamoto.

No. 175 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES."

Offered by: Senators Hee, Nishihara, Kokubun.

No. 176 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF AGRICULTURE'S OPERATION OF THE MOLOKAI IRRIGATION SYSTEM."

Offered by: Senators Hee, Kokubun.

No. 177 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FISCAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S SPECIAL EDUCATION PROGRAM."

Offered by: Senators Tokuda, by request, Chun Oakland, by request.

No. 178 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE IMPACT OF VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS ON PUBLIC EMPLOYEES AND EMPLOYERS AND TO PROVIDE A BASIS FOR THE LEGISLATURE TO DECIDE WHETHER TO EXTEND ACT 245, SESSION LAWS OF HAWAII 2005."

Offered by: Senators Hee, Kokubun, Nishihara.

No. 179 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES TO STUDENTS IN THE AFTER-SCHOOL PLUS PROGRAM."

Offered by: Senator Tokuda.

No. 180 "SENATE CONCURRENT RESOLUTION URGING THE HAWAII ARTS CENTER FOR YOUTH, THE COLLEGE OF EDUCATION OF THE UNIVERSITY OF HAWAII, AND THE UNIVERSITY LABORATORY SCHOOL TO WORK TOGETHER TO COLLABORATE TO ESTABLISH A FACILITY FOR THE HAWAII ARTS CENTER FOR YOUTH ON THE PROPERTY LOCATED AT UNIVERSITY AVENUE AND DOLE STREET."

Offered by: Senators Fukunaga, Hanabusa.

No. 181 "SENATE CONCURRENT RESOLUTION URGING HAWAII'S LAW ENFORCEMENT AGENCIES TO USE THE 'A CHILD IS MISSING' ALERT PROGRAM IN LOCATING MISSING PERSONS."

Offered by: Senator Bunda.

No. 182 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF A NATIVE HAWAIIAN HEALING PROGRAM ON KAHO'OLAWA."

Offered by: Senators Espero, Chun Oakland, Gabbard, English, Bunda, Kim, Hemmings, Tokuda, Sakamoto, Tsutsui, Slom.

No. 183 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND UNIVERSITY OF HAWAII TO ADDRESS THE UNDERREPRESENTATION OF FACULTY AND ADMINISTRATORS OF FILIPINO ANCESTRY WITHIN THEIR RESPECTIVE JURISDICTIONS."

Offered by: Senator Espero.

No. 184 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES AND THE CITY AND COUNTY OF HONOLULU TO CONSIDER BUILDING A BIKEWAY CORRIDOR ALONGSIDE THE FIXED GUIDEWAY SYSTEM AND UNDERNEATH THE ELEVATED SECTIONS."

Offered by: Senators Espero, Chun Oakland, Trimble, Bunda, Kim, Taniguchi, Tokuda, Ige, Gabbard, Sakamoto, Hemmings.

No. 185 "SENATE CONCURRENT RESOLUTION SUPPORTING THE CONTINUED VIABILITY OF KEWALO BASIN HARBOR BY TRANSFERRING AND MAINTAINING EXCLUSIVE AUTHORITY UNDER THE DEPARTMENT OF TRANSPORTATION."

Offered by: Senators Espero, Bunda, Trimble, Slom, Tsutsui.

No. 186 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO IMPLEMENT A SYSTEM WIDE SENIOR CITIZEN VISITOR PROGRAM FOR SENIOR CITIZEN STUDENTS."

Offered by: Senators Tsutsui, Chun Oakland, English, Baker, Inouye, Slom, Espero, Ige.

No. 187 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO RECOMMEND A STATUTORY DEFINITION OF 'UNDEREMPLOYMENT.'"

Offered by: Senators Tsutsui, Chun Oakland, English, Baker, Trimble, Inouye, Ige, Espero.

No. 188 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE MANAGEMENT AUDIT OF THE CABLE TELEVISION DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS."

Offered by: Senators Tsutsui, Baker, Chun Oakland, Hooser, English, Inouye, Slom, Ige, Espero.

No. 189 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE EFFECT OF THE PUBLIC PROCUREMENT PROCESS ON PUBLIC EDUCATION AND GOVERNMENT ACCESS TELEVISION STATIONS."

Offered by: Senators Tsutsui, English, Baker, Chun Oakland, Trimble, Inouye, Slom, Ige.

No. 190 "SENATE CONCURRENT RESOLUTION URGING THE POLICE DEPARTMENTS OF THE COUNTIES OF MAUI, KAUAI, HAWAII, THE CITY AND COUNTY OF HONOLULU, AND THE DEPARTMENT OF PUBLIC SAFETY, SHERIFFS DIVISION, TO CONDUCT CHECKPOINTS SIMILAR TO THE PROGRAM OF 'CLICK IT OR TICKET', TO BE CALLED 'OPERATION ZERO TOLERANCE' TO CRACK DOWN ON AND DETER UNINSURED MOTORISTS."

Offered by: Senators Tsutsui, Espero, Baker, Chun Oakland, Trimble, Slom, Ige.

No. 191 "SENATE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REFRAIN OR DIVEST FROM PARTICIPATION IN OWNERSHIP OR CAPITAL-PROVIDING CAPACITY WITH ENTITIES THAT PROVIDE SIGNIFICANT PRACTICAL SUPPORT FOR GENOCIDE."

Offered by: Senator Inouye.

No. 192 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII."

Offered by: Senators Kokubun, Espero, Bunda, Hee, English, Ihara, Taniguchi, Sakamoto, Nishihara.

No. 193 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO LEGISLATE A REDUCTION IN FEDERALLY REGULATED FEES OR AN EXEMPTION FROM FEDERAL STATUTES FOR TRANSPORTATION COSTS FOR LIVESTOCK FEED TO HAWAII."

Offered by: Senators Kokubun, Espero, Bunda, Hee, Nishihara, English, Taniguchi, Sakamoto, Ihara.

No. 194 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE MOLUCCA ALBIZIA TREE."

Offered by: Senator Taniguchi.

No. 195 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH AND IMPLEMENT STATEWIDE GUIDELINES FOR EVALUATING THE CLEANLINESS AND SANITATION OF FOOD ESTABLISHMENTS."

Offered by: Senator Taniguchi.

No. 196 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF ADULT RESIDENTIAL CARE HOMES."

Offered by: Senator Taniguchi.

No. 197 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS."

Offered by: Senators Ige, Tsutsui, Chun Oakland, Baker, Tokuda, English, Hemmings, Trimble, Gabbard, Espero, Slom, Inouye, Hee, Fukunaga, Hooser, Nishihara, Taniguchi, Ihara, Whalen, Sakamoto, Kokubun, Kim, Bunda.

No. 198 "SENATE CONCURRENT RESOLUTION REQUESTING THE HEALTHCARE ASSOCIATION OF HAWAII TO EXAMINE THE PROBLEM OF PATIENTS IN ACUTE CARE HOSPITALS WAITLISTED FOR LONG TERM CARE AND TO PROPOSE SOLUTIONS."

Offered by: Senators Ige, Tsutsui, Baker, Tokuda, English, Chun Oakland, Hemmings, Gabbard, Espero, Slom, Nishihara, Taniguchi, Hee, Fukunaga, Hooser, Inouye, Ihara, Whalen, Sakamoto, Kokubun, Kim, Bunda.

No. 199 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXPAND AND EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE CAMPUS-WIDE MASTER PLANNING AND LONG TERM DEVELOPMENT OF GERIATRIC AND LONG-TERM HEALTH CARE SERVICES."

Offered by: Senators Ige, Chun Oakland, Baker, Tokuda, English, Ihara, Tsutsui, Hemmings, Trimble, Gabbard, Espero, Kim, Slom, Inouye, Nishihara, Fukunaga, Hooser, Sakamoto, Kokubun, Bunda.

No. 200 "SENATE CONCURRENT RESOLUTION OPPOSING THE ENACTMENT BY THE CALIFORNIA STATE LEGISLATURE OF A BILL PROPOSING TO IMPOSE A FEE ON THE PROCESSING OF SHIPPING CONTAINERS IN THE STATE OF CALIFORNIA BECAUSE OF THE NEGATIVE IMPACT OF THE FEE ON THE PEOPLE AND THE ECONOMY OF THE STATE OF HAWAII."

Offered by: Senators Baker, English.

No. 201 "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO ENACT ENABLING LEGISLATION TO PERMIT STATE REGULATION OF INTERISLAND AIR CARRIERS BY AN AIR CARRIER COMMISSION ESTABLISHED PURSUANT TO ACT 332, SESSION LAWS OF HAWAII 1993."

Offered by: Senators Baker, English.

No. 202 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE'S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS."

Offered by: Senators Baker, Ige.

No. 203 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF TAXATION TO SUBMIT PROPOSED LEGISLATION TO ASSIST THE DEVELOPMENT AND TESTING OF A RAPID ELECTROCHEMICAL DETECTION PRODUCT WITH TAX INCENTIVES TO PRIVATE COMPANIES FOR RELATED WORK."

Offered by: Senator Bunda.

No. 204 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO DISCONTINUE FURTHER ESCALATION OF THE WAR IN IRAQ AND TO IMMEDIATELY COMMENCE THE ORDERLY WITHDRAWAL OF AMERICAN MILITARY FORCES FROM IRAQ."

Offered by: Senators Hooser, Sakamoto, Ihara.

No. 205 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO NEGOTIATE LOWER DRUG PRICES ON BEHALF OF MEDICARE BENEFICIARIES."

Offered by: Senator Ihara.

No. 206 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DEVELOP A TARO SECURITY AND PURITY RESEARCH PROGRAM."

Offered by: Senators Kokubun, English, Chun Oakland, Ihara, Tokuda.

No. 207 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY

OF ACQUIRING PROPERTY NEAR THE ISAAC HALE BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII."

Offered by: Senators Kokubun, Chun Oakland, Tokuda, Espero, English, Ige, Ihara, Taniguchi.

No. 208 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT TO THE LEGISLATURE ON THE COST OF ESTABLISHING A SUN PROTECTION PROGRAM FOR STUDENTS IN PUBLIC SCHOOLS AND COUNTY-SPONSORED PROGRAMS."

Offered by: Senator Ige.

No. 209 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LGI INTELLIGENT MEDICAL VIGILANCE SYSTEM."

Offered by: Senator Ige.

No. 210 "SENATE CONCURRENT RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE, IN COOPERATION WITH THE DEPARTMENT OF HEALTH, TO BEGIN NECESSARY PREPARATIONS TO ESTABLISH A MOBILE EMERGENCY HOSPITAL UNIT IN HAWAII."

Offered by: Senator Ige.

No. 211 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CANVASS LEGISLATION IN OTHER STATES TARGETED SPECIFICALLY AT REDUCING NEGATIVE MEDICAL OUTCOMES."

Offered by: Senators Ige, Espero.

No. 212 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TEMPORARY TASK FORCE TO EXAMINE ALL RELEVANT ISSUES, OTHER THAN MEDICAL MALPRACTICE LIABILITY AND INSURANCE PREMIUMS, THAT MAY CONTRIBUTE TO THE EXODUS OF PHYSICIANS FROM THE STATE."

Offered by: Senator Ige.

No. 213 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII."

Offered by: Senator Chun Oakland.

No. 214 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO ESTABLISH A STATEWIDE POLICY FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION."

Offered by: Senators Chun Oakland, Baker.

No. 215 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A TASK FORCE TO CONSIDER AMENDING CURRENT CHILD CUSTODY AND VISITATION CRITERIA AND

PROCEDURES TO SPECIFY WHAT THE FAMILY COURT SHALL CONSIDER WHEN DETERMINING THE BEST INTERESTS OF THE CHILD.”

Offered by: Senators Chun Oakland, Slom, Ihara, Sakamoto, Hooser, Baker.

No. 216 “SENATE CONCURRENT RESOLUTION REQUESTING HAWAII’S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE ‘GLOBAL GAG RULE’ AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS.”

Offered by: Senators Chun Oakland, Baker.

No. 217 “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII.”

Offered by: Senators Chun Oakland, Ihara, Hooser, Baker, Slom, Sakamoto.

No. 218 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES.”

Offered by: Senators Chun Oakland, Sakamoto, Ihara, Hooser, Baker.

No. 219 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY WAIVER.”

Offered by: Senators Chun Oakland, Ihara, Sakamoto, Hooser, Baker.

No. 220 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO FACILITATE PROVISION OF SOCIAL SERVICES TO NON-CITIZEN VICTIMS OF HUMAN TRAFFICKING.”

Offered by: Senator Chun Oakland.

No. 221 “SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO FACILITATE PROVISION OF SOCIAL SERVICES TO VICTIMS OF HUMAN TRAFFICKING PENDING REPATRIATION OR DETERMINATION OF RESIDENCY STATUS.”

Offered by: Senators Chun Oakland, Baker.

No. 222 “SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO DEVELOP A PHYSICAL THERAPY AND OCCUPATIONAL THERAPY DEGREE PROGRAM WITHIN THE UNIVERSITY OF HAWAII SYSTEM.”

Offered by: Senators Chun Oakland, Ihara, Sakamoto, Baker.

No. 223 “SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS AND THE HOUSE WATER, LAND, OCEAN RESOURCES AND HAWAIIAN AFFAIRS COMMITTEE TO CONVENE A TASK FORCE TO IDENTIFY ISSUES RELATED TO POTENTIALLY HAZARDOUS SLOPE MOVEMENT AND TO RECOMMEND WAYS TO ADDRESS THESE ISSUES.”

Offered by: Senators Chun Oakland, Taniguchi, Whalen, Kim, Slom, Sakamoto.

No. 224 “SENATE CONCURRENT RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAII.”

Offered by: Senator Chun Oakland.

No. 225 “SENATE CONCURRENT RESOLUTION EXPRESSING THE SENSE OF THE LEGISLATURE THAT THE STATE SHOULD IMMEDIATELY COMMENCE EMINENT DOMAIN PROCEEDINGS FOR KUKUI GARDENS.”

Offered by: Senator Chun Oakland.

SENATE RESOLUTIONS

Senate Resolution

No. 68 “SENATE RESOLUTION URGING THE HAWAII WORKFORCE DEVELOPMENT COUNCIL TO REVIEW ITS POLICY ON ACQUISITION OF INTELLECTUAL PROPERTY RIGHTS SO THAT THE WORKPLACE EXCELLENCE PROGRAM CAN BE ESTABLISHED IN HAWAII.”

Offered by: Senator Sakamoto.

No. 69 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO UNDERTAKE A STUDY TO DETERMINE THE MOST EFFECTIVE MEDIUM BETWEEN ‘ONE SIZE FITS ALL’ AND ‘TO EACH HIS OWN.’”

Offered by: Senator Sakamoto.

No. 70 “SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS.”

Offered by: Senators Baker, Ige, Chun Oakland.

No. 71 “SENATE RESOLUTION REQUESTING PROHIBITIONS ON THE DUMPING OF VESSEL SEWAGE WITHIN THE BOUNDARIES OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY.”

Offered by: Senators Baker, Tokuda, Chun Oakland, Sakamoto, Espero, English, Fukunaga, Ige, Hooser, Ihara, Slom, Kokubun, Trimble, Kim, Nishihara, Hemmings, Bunda.

No. 72 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES."

Offered by: Senators Gabbard, Trimble, Bunda, Kim, Slom, Inouye, Sakamoto, Chun Oakland, Hemmings, Fukunaga, Ige, English.

No. 73 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO SURVEY WHETHER AND HOW WORKERS' COMPENSATION LAWS IN OTHER STATES ARE USED TO COVER EMPLOYEE DISABILITIES CAUSED BY MULTIPLE CHEMICAL SENSITIVITIES."

Offered by: Senator Menor.

No. 74 "SENATE RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO DRAFT PROPOSED LEGISLATION TO CREATE AN OFFICE OF ENERGY."

Offered by: Senator Menor.

No. 75 "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE EMPLOYEES' RETIREMENT SYSTEM."

Offered by: Senator Menor.

No. 76 "SENATE RESOLUTION REQUESTING THE OFFICE OF THE GOVERNOR TO CONDUCT A FEASIBILITY STUDY ON THE ESTABLISHMENT AND OPERATION OF A CAPITOL GIFT SHOP IN THE STATE CAPITOL BUILDING."

Offered by: Senator Menor.

No. 77 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO SUPPORT THE ETHICAL RECRUITMENT OF NURSES."

Offered by: Senator Menor.

No. 78 "SENATE RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE."

Offered by: Senator Menor.

No. 79 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, THE HAWAII TOURISM AUTHORITY, AND THE HAWAII VISITORS AND CONVENTION BUREAU TO CONDUCT ACTIVITIES TO INCREASE THE NUMBER OF VISITORS FROM TAIWAN."

Offered by: Senators Hanabusa, Chun Oakland.

No. 80 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ENTER INTO A FREE TRADE AGREEMENT WITH TAIWAN."

Offered by: Senators Hanabusa, Chun Oakland.

No. 81 "SENATE RESOLUTION REQUESTING THE WORLD HEALTH ORGANIZATION TO CONFER 'OBSERVER STATUS' UPON TAIWAN IN ORDER TO PERMIT TAIWAN'S PARTICIPATION IN THE WORLD HEALTH ORGANIZATION'S PROGRAMS AND ACTIVITIES."

Offered by: Senators Hanabusa, Chun Oakland.

No. 82 "SENATE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION."

Offered by: Senator Nishihara.

No. 83 "SENATE RESOLUTION REQUESTING A COMPARISON STUDY OF THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII AND THE BOARDS OF REGENTS OF SIMILAR STATE UNIVERSITIES ACROSS THE NATION."

Offered by: Senator Nishihara.

No. 84 "SENATE RESOLUTION ENCOURAGING THE EMPLOYEES' RETIREMENT SYSTEM TO INVEST IN HAWAII VENTURE CAPITAL."

Offered by: Senator Nishihara.

No. 85 "SENATE RESOLUTION REQUESTING THE CLERK OF EACH COUNTY TO MAIL ABSENTEE BALLOTS IN A TIMELY MANNER TO PROMOTE INFORMED VOTING."

Offered by: Senator Ihara.

No. 86 "SENATE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO ENCOURAGE STAKEHOLDERS ON BOTH SIDES OF THE TRANSIENT VACATION RENTAL ISSUE TO WORK TOGETHER WITH COUNTY RELATED ENTITIES SUCH AS THE HAWAII STATE ASSOCIATION OF COUNTIES TO DEVELOP WAYS TO ADDRESS THIS ISSUES THAT IS ACCEPTABLE TO ALL PARTIES INVOLVED."

Offered by: Senator Slom.

No. 87 "SENATE RESOLUTION RECOGNIZING THE VALUE AND IMPORTANCE OF CONTINUING TO SERVE HAWAII'S VISITORS WHO COME TO PAY THEIR RESPECTS TO THE VARIOUS MEMORIALS AT PEARL HARBOR."

Offered by: Senators Slom, Whalen, Hemmings, Trimble, Gabbard, Fukunaga.

No. 88 "SENATE RESOLUTION HONORING AND MAINTAINING THE USS ARIZONA MARINE CORPS REMEMBRANCE IN ITS CURRENT LOCATION."

Offered by: Senators Slom, Whalen, Hemmings, Trimble, Gabbard, Fukunaga.

No. 89 "SENATE RESOLUTION SUPPORTING THE IMPLEMENTATION OF A HAWAIIAN LANGUAGE MEDIUM EDUCATION PILOT PROGRAM."

Offered by: Senators Hee, Sakamoto.

No. 90 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS."

Offered by: Senators Tokuda, Sakamoto.

No. 91 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAI'I AT MANOA COLLEGE OF SOCIAL SCIENCES PUBLIC POLICY CENTER TO CONDUCT A COST-BENEFIT ANALYSIS FOR A FAMILY CAREGIVER TAX CREDIT."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Espero.

No. 92 "SENATE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION."

Offered by: Senator Sakamoto.

No. 93 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM."

Offered by: Senators Sakamoto, Nishihara, Tokuda.

No. 94 "SENATE RESOLUTION REQUESTING THE FORMATION OF A UNIVERSITY OF HAWAII SECOND CENTURY PROMISE TASK FORCE."

Offered by: Senator Sakamoto.

No. 95 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY OF THE FEASIBILITY OF CONSTRUCTING THE UNIVERSITY OF HAWAII, WEST OAHU ON THE LEEWARD COMMUNITY COLLEGE CAMPUS, WHICH INCORPORATES LEEWARD COMMUNITY COLLEGE THEREIN."

Offered by: Senator Kim.

No. 96 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' ADULT PROTECTIVE SERVICES AND COMPARE THEM TO HAWAII'S ADULT PROTECTIVE SERVICES."

Offered by: Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga, Tsutsui.

No. 97 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RESPITE CARE."

Offered by: Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga, Tsutsui.

No. 98 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE IMPLEMENTATION OF THE CASH AND COUNSELING PROGRAM IN OTHER STATES."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Tsutsui, Espero.

No. 99 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY PRE-PAID OR PRE-NEED FUNERAL OR BURIAL PLANS."

Offered by: Senators Ihara, Chun Oakland, Baker, Fukunaga, Espero.

No. 100 "SENATE RESOLUTION REQUESTING A FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY."

Offered by: Senators Kim, Chun Oakland, Espero, Slom, Trimble, Ige, Sakamoto, Gabbard, Tokuda, Tsutsui.

No. 101 "SENATE RESOLUTION REQUESTING THE OFFICE OF CONSUMER PROTECTION TO DRAFT MINIMUM STANDARDS FOR CUSTOMER SERVICE FOR SERVICES PERFORMED IN PRIVATE HOMES."

Offered by: Senators Kim, Chun Oakland, Slom, Ihara, Gabbard, Menor, Espero, Trimble, Ige, Sakamoto, Tokuda.

No. 102 "SENATE RESOLUTION REQUESTING CAR RENTAL COMPANIES AND CATRALA-HAWAII TO RECONSIDER THEIR POLICIES ON RENTING VEHICLES TO DRIVERS UNDER THE AGE OF EIGHTEEN WHO HAVE VALID DRIVERS LICENSES AND PROPER INSURANCE."

Offered by: Senators Kim, Hooser, Ihara, Ige, Sakamoto, Hanabusa, Chun Oakland, Tsutsui, Tokuda, Gabbard, Slom, English, Trimble, Hee.

No. 103 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS."

Offered by: Senators Baker, Ihara, Ige, Fukunaga, Slom, Chun Oakland, Kim, Espero, Nishihara, Tokuda.

No. 104 "SENATE RESOLUTION ENCOURAGING THE USE OF THE NAME 'PAPAHĀNAUMOKUĀKEA MARINE NATIONAL MONUMENT'."

Offered by: Senator Hanabusa, by request.

No. 105 "SENATE RESOLUTION ENCOURAGING THE OFFICE OF HAWAIIAN AFFAIRS AND THE EXECUTIVE BRANCH TO NEGOTIATE A SETTLEMENT REGARDING THE INCOME AND PROCEEDS FROM THE PUBLIC LAND TRUST."

Offered by: Senator Hanabusa, by request.

No. 106 "SENATE 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 THE IMPACTS THAT A LARGE INCREASE IN EMPLOYEES MAY HAVE

ON THE SPARSELY POPULATED NORTH SHORE OF OAHU.”

Offered by: Senator Hanabusa, by request.

No. 107 “SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON TRANSPORTATION AND INTERNATIONAL AFFAIRS AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON TRANSPORTATION TO CONVENE A JOINT HEARING WITH THE PARTICIPATION OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU TO CONSIDER THE LIKELY IMPACTS ON TRAFFIC BY THE PROPOSED TURTLE BAY RESORT EXPANSION AND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION.”

Offered by: Senator Hanabusa, by request.

No. 108 “SENATE RESOLUTION E HO‘OKIPA ANA I KA ‘AHAHUI KAUMOKU‘ĀINA NO KA HO‘ONA‘AUAO ‘ILIKINI.”

Offered by: Senators Hee, Kokubun.

No. 109 “SENATE RESOLUTION REQUESTING THE CITY AUDITOR TO AUDIT THE EWA VILLAGES REVITALIZATION PROJECT AND THAT THE TERMS OF THE MEMORANDUM OF AGREEMENT TO RENOVATE AND MAINTAIN THE HISTORIC PROPERTIES BE FACILITATED.”

Offered by: Senator Espero.

No. 110 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP AND ADOPT POLICIES THAT ENSURE NOTIFICATION BY ALL HEALTH CARE FACILITIES AND HEALTH CARE PROVIDERS TO THE GOVERNOR-DESIGNATED PROTECTION AND ADVOCACY ENTITY OR AGENCY PRIOR TO TRANSFERRING ANY INDIVIDUAL OUT-OF-STATE TO A TREATMENT, REHABILITATION, OR LONG-TERM CARE FACILITY.”

Offered by: Senator Ihara.

No. 111 “SENATE RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION TO WORK WITH THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH NOISE SENSITIVE OPERATING PROCEDURES AND AIR TRAFFIC PATTERNS TO REDUCE AND CONTROL AIRCRAFT NOISE IMPACTS.”

Offered by: Senators Ihara, English, Inouye, Tokuda, Hooser, Chun Oakland, Tsutsui, Fukunaga, Trimble, Espero.

No. 112 “SENATE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMMEDIATELY CONVENE AN AIRCRAFT NOISE ABATEMENT ADVISORY COMMITTEE TO WORK WITH THE FEDERAL AVIATION ADMINISTRATION TO ESTABLISH EFFECTIVE NOISE ABATEMENT PROCEDURES AND TO ADOPT RULES AND REGULATIONS IN ORDER TO MITIGATE AIRCRAFT NOISE IMPACTS ON NOISE SENSITIVE AREAS.”

Offered by: Senators Ihara, Espero, English, Fukunaga, Inouye, Tokuda, Hooser, Chun Oakland, Tsutsui, Trimble.

No. 113 “SENATE RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION.”

Offered by: Senator Sakamoto.

No. 114 “SENATE RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES.”

Offered by: Senators Hee, Nishihara, Kokubun.

No. 115 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES TO STUDENTS IN THE AFTER-SCHOOL PLUS PROGRAM.”

Offered by: Senator Tokuda.

No. 116 “SENATE RESOLUTION URGING THE HAWAII ARTS CENTER FOR YOUTH, THE COLLEGE OF EDUCATION OF THE UNIVERSITY OF HAWAII, AND THE UNIVERSITY LABORATORY SCHOOL TO WORK TOGETHER TO COLLABORATE TO ESTABLISH A FACILITY FOR THE HAWAII ARTS CENTER FOR YOUTH ON THE PROPERTY LOCATED AT UNIVERSITY AVENUE AND DOLE STREET.”

Offered by: Senators Fukunaga, Hanabusa.

No. 117 “SENATE RESOLUTION URGING HAWAII’S LAW ENFORCEMENT AGENCIES TO USE THE ‘A CHILD IS MISSING’ ALERT PROGRAM IN LOCATING MISSING PERSONS.”

Offered by: Senator Bunda.

No. 118 “SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF A NATIVE HAWAIIAN HEALING PROGRAM ON KAHO‘OLAWA.”

Offered by: Senators Espero, Chun Oakland, Gabbard, English, Bunda, Kim, Hemmings, Tokuda, Sakamoto, Slom, Tsutsui.

No. 119 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES AND THE CITY AND COUNTY OF HONOLULU TO CONSIDER BUILDING A BIKEWAY CORRIDOR ALONGSIDE THE FIXED GUIDEWAY SYSTEM AND UNDERNEATH THE ELEVATED SECTIONS.”

Offered by: Senators Espero, Chun Oakland, Trimble, Bunda, Kim, Taniguchi, Tokuda, Ige, Gabbard, Sakamoto, Hemmings.

No. 120 “SENATE RESOLUTION SUPPORTING THE CONTINUED VIABILITY OF KEWALO BASIN HARBOR BY TRANSFERRING AND MAINTAINING EXCLUSIVE AUTHORITY UNDER THE DEPARTMENT OF TRANSPORTATION.”

Offered by: Senators Espero, Bunda, Trimble, Slom, Tsutsui.

No. 121 “SENATE RESOLUTION REQUESTING A STUDY ON THE EFFECT OF THE PUBLIC PROCUREMENT PROCESS ON PUBLIC EDUCATION AND GOVERNMENT ACCESS TELEVISION STATIONS.”

Offered by: Senators Tsutsui, Baker, Chun Oakland, English, Trimble, Inouye, Slom, Ige.

No. 122 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII.”

Offered by: Senators Kokubun, Espero, Bunda, Hee, Nishihara, English, Taniguchi, Sakamoto, Ihara.

No. 123 “SENATE RESOLUTION REQUESTING HAWAII’S CONGRESSIONAL DELEGATION TO LEGISLATE A REDUCTION IN FEDERALLY REGULATED FEES OR AN EXEMPTION FROM FEDERAL STATUTES FOR TRANSPORTATION COSTS FOR LIVESTOCK FEED TO HAWAII.”

Offered by: Senators Kokubun, Espero, Bunda, Ihara, Hee, Sakamoto, Nishihara, English.

No. 124 “SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE MOLUCCA ALBIZIA TREE.”

Offered by: Senator Taniguchi.

No. 125 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF ADULT RESIDENTIAL CARE HOMES.”

Offered by: Senator Taniguchi.

No. 126 “SENATE RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII’S RURAL AREAS.”

Offered by: Senators Ige, Tsutsui, Chun Oakland, Baker, Tokuda, English, Hemmings, Trimble, Gabbard, Espero, Slom, Inouye, Hee, Ihara, Fukunaga, Hooser, Nishihara, Whalen, Sakamoto, Kokubun, Kim, Bunda.

No. 127 “SENATE RESOLUTION REQUESTING THE HEALTHCARE ASSOCIATION OF HAWAII TO EXAMINE THE PROBLEM OF PATIENTS IN ACUTE CARE HOSPITALS WAITLISTED FOR LONG TERM CARE AND TO PROPOSE SOLUTIONS.”

Offered by: Senators Ige, Tsutsui, Baker, Tokuda, English, Chun Oakland, Hemmings, Gabbard, Espero, Slom, Inouye, Nishihara, Hee, Fukunaga, Hooser, Ihara, Whalen, Sakamoto, Kokubun, Kim, Bunda.

No. 128 “SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXPAND AND EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE CAMPUS-WIDE MASTER PLANNING AND LONG TERM DEVELOPMENT OF GERIATRIC AND LONG-TERM HEALTH CARE SERVICES.”

Offered by: Senators Ige, Tsutsui, Chun Oakland, Baker, Tokuda, English, Ihara, Hemmings, Trimble, Gabbard, Espero, Slom, Hooser, Inouye, Nishihara, Fukunaga, Sakamoto, Kokubun, Kim, Bunda.

No. 129 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE’S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS.”

Offered by: Senators Baker, Ige.

No. 130 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF TAXATION TO SUBMIT PROPOSED LEGISLATION TO ASSIST THE DEVELOPMENT AND TESTING OF A RAPID ELECTROCHEMICAL DETECTION PRODUCT WITH TAX INCENTIVES TO PRIVATE COMPANIES FOR RELATED WORK.”

Offered by: Senator Bunda.

No. 131 “SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND CONGRESS TO DISCONTINUE FURTHER ESCALATION OF THE WAR IN IRAQ AND TO IMMEDIATELY COMMENCE THE ORDERLY WITHDRAWAL OF AMERICAN MILITARY FORCES FROM IRAQ.”

Offered by: Senators Hooser, Sakamoto, Ihara.

No. 132 “SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO NEGOTIATE LOWER DRUG PRICES ON BEHALF OF MEDICARE BENEFICIARIES.”

Offered by: Senator Ihara.

No. 133 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF ACQUIRING PROPERTY NEAR THE ISAAC HALE BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII.”

Offered by: Senators Kokubun, Chun Oakland, Espero, English, Ige, Ihara, Tokuda.

No. 134 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT TO THE LEGISLATURE ON THE COST OF ESTABLISHING A SUN PROTECTION PROGRAM FOR STUDENTS IN PUBLIC SCHOOLS AND COUNTY-SPONSORED PROGRAMS.”

Offered by: Senator Ige.

No. 135 “SENATE RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LGI INTELLIGENT MEDICAL VIGILANCE SYSTEM.”

Offered by: Senator Ige.

No. 136 “SENATE RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE, IN COOPERATION WITH THE DEPARTMENT OF HEALTH, TO BEGIN NECESSARY PREPARATIONS TO ESTABLISH A MOBILE EMERGENCY HOSPITAL UNIT IN HAWAII.”

Offered by: Senator Ige.

No. 137 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII."

Offered by: Senator Chun Oakland.

No. 138 "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO ESTABLISH A STATEWIDE POLICY FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION."

Offered by: Senators Chun Oakland, Baker.

No. 139 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A TASK FORCE TO CONSIDER AMENDING CURRENT CHILD CUSTODY AND VISITATION CRITERIA AND PROCEDURES TO SPECIFY WHAT THE FAMILY COURT SHALL CONSIDER WHEN DETERMINING THE BEST INTERESTS OF THE CHILD."

Offered by: Senators Chun Oakland, Ihara, Sakamoto, Hooser, Baker.

No. 140 "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS."

Offered by: Senators Chun Oakland, Baker.

No. 141 "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII."

Offered by: Senators Chun Oakland, Ihara, Hooser, Baker, Sakamoto.

No. 142 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES."

Offered by: Senators Chun Oakland, Sakamoto, Ihara, Hooser, Baker.

No. 143 "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY WAIVER."

Offered by: Senators Chun Oakland, Ihara, Sakamoto, Hooser, Baker.

No. 144 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO FACILITATE PROVISION OF SOCIAL SERVICES TO NON-CITIZEN VICTIMS OF HUMAN TRAFFICKING."

Offered by: Senator Chun Oakland.

No. 145 "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO DEVELOP A PHYSICAL THERAPY AND OCCUPATIONAL THERAPY DEGREE

PROGRAM WITHIN THE UNIVERSITY OF HAWAII SYSTEM."

Offered by: Senators Chun Oakland, Slom, Ihara, Sakamoto, Baker.

No. 146 "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS AND THE HOUSE WATER, LAND, OCEAN RESOURCES AND HAWAIIAN AFFAIRS COMMITTEE TO CONVENE A TASK FORCE TO IDENTIFY ISSUES RELATED TO POTENTIALLY HAZARDOUS SLOPE MOVEMENT AND TO RECOMMEND WAYS TO ADDRESS THESE ISSUES."

Offered by: Senators Chun Oakland, Kim, Whalen, Taniguchi, Slom, Sakamoto.

No. 147 "SENATE RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAII."

Offered by: Senator Chun Oakland.

No. 148 "SENATE RESOLUTION EXPRESSING THE SENSE OF THE LEGISLATURE THAT THE STATE SHOULD IMMEDIATELY COMMENCE EMINENT DOMAIN PROCEEDINGS FOR KUKUI GARDENS."

Offered by: Senator Chun Oakland.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Thursday, March 15, 2007.

THIRTY-SECOND DAY

Thursday, March 15, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:33 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Ron Williams, Associate Minister, Central Union Church, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

The President announced that she had read and approved the Journal of the Thirty-First Day.

At this time, Senator Tokuda congratulated the Kailua High School Surfrider Robotics Team for winning the Hawai'i State Regional Championship at the 2006 Hawai'i Underwater Robot Challenge and introduced Coach Dave Izumi and the following members of the team: Trevor Johnson, Jacob Pantastico, Nathan Franco, Dalfred Edward Kaipo, Jr., Nicholas Poleshaj, Kahue Kaopuiki, Noah Park, Shalyn Romano, Sen-Katsu Takata, and Alexander Vallejo-Sanderson.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 550, dated March 9, 2007, transmitting the 2006 Annual Report of the State of Hawaii Overseas Offices, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-84, HRS, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1048) recommending that H.B. No. 613 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. 613, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 16, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1049) recommending that S.C.R. No. 41 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1049 and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES' FEE INCREASE," was deferred until Friday, March 16, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1050) recommending that S.C.R. No. 40, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1050 and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING

FOR THE CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER," was deferred until Friday, March 16, 2007.

Senator Inouye, for the majority of the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1051) recommending that H.B. No. 149, H.D. 2, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and H.B. No. 149, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1052) recommending that H.B. No. 1414, H.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 1414, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1053) recommending that H.B. No. 421, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 421, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1054) recommending that H.B. No. 625, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 625, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1055) recommending that S.R. No. 20, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1055 and S.R. No. 20, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING FOR THE CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER," was deferred until Friday, March 16, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep.

No. 1056) recommending that H.B. No. 570, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 570, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1057) recommending that H.B. No. 1277, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 1277, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1058) recommending that the Senate consent to the nomination of MARK E. RECKTENWALD to the office of Chief Judge, Intermediate Court of Appeals, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Gov. Msg. No. 405.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1058 and Gov. Msg. No. 405 was deferred until Friday, March 16, 2007.

Senator Hee, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1059) recommending that the Senate not consent to the nomination of GLENN J. KIM to the office of Judge, Circuit Court of the First Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Gov. Msg. No. 404.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1059 and Gov. Msg. No. 404 was deferred until Friday, March 16, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1036 (Gov. Msg. Nos. 306, 307, 308 and 309):

Senator Fukunaga moved that Stand. Com. Rep. No. 1036 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Community-Based Economic Development Advisory Council of the following:

ELAINE LOUISE HOGUE, term to expire June 30, 2011 (Gov. Msg. No. 306);

WAYNETTE HO-KWON, term to expire June 30, 2011 (Gov. Msg. No. 307);

ANNA K. RIBUCAN, term to expire June 30, 2011 (Gov. Msg. No. 308); and

ANNA MARIE P. SPRINGER, term to expire June 30, 2011 (Gov. Msg. No. 309),

seconded by Senator Espero.

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

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

Stand. Com. Rep. No. 1037 (Gov. Msg. No. 350):

Senator Fukunaga moved that Stand. Com. Rep. No. 1037 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 SHARON MARIE WONG 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, 24. Noes, none. Excused, 1 (Ihara).

Stand. Com. Rep. No. 1038 (Gov. Msg. Nos. 390 and 391):

Senator Fukunaga moved that Stand. Com. Rep. No. 1038 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Small Business Regulatory Review Board of the following:

BRUCE E. BUCKY, term to expire June 30, 2010 (Gov. Msg. No. 390); and

PETER YUKIMURA, term to expire June 30, 2009 (Gov. Msg. No. 391),

seconded by Senator Espero.

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

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

Stand. Com. Rep. No. 1039 (Gov. Msg. No. 423):

Senator Fukunaga moved that Stand. Com. Rep. No. 1039 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 BENJAMIN J. YIM to the King Kamehameha Celebration Commission, 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, 24. Noes, none. Excused, 1 (Ihara).

ADOPTION OF RESOLUTIONS**MATTERS DEFERRED FROM
WEDNESDAY, MARCH 14, 2007**

Stand. Com. Rep. No. 1042 (S.R. No. 19):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 19, entitled: "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS," was adopted.

Stand. Com. Rep. No. 1043 (S.C.R. No. 39):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 39, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 4574/S. 57, 'FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007' OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO THE WORLD WAR II FILIPINO AMERICAN VETERANS AND THE FILIPINO VETERANS," was adopted.

Stand. Com. Rep. No. 1044 (S.R. No. 18):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 18, entitled: "SENATE RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was adopted.

Stand. Com. Rep. No. 1045 (S.C.R. No. 38):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 38, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF H.R. 901/S. 4070, 'FILIPINO FAMILY REUNIFICATION', OR SIMILAR LEGISLATION THAT GRANTS THE PRIORITY ISSUANCE OF VISAS TO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was adopted.

Stand. Com. Rep. No. 1046 (S.C.R. No. 47):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT S.57 AND H.R.760, ENTITLED THE FILIPINO VETERANS EQUITY ACT OF 2007," was adopted.

THIRD READING

H.B. No. 21, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, H.B. No. 21, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill Referred to:

No. 150, H.D. 2 Jointly to the Committee on Human Services and Public Housing, the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 724, H.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 1899, H.D. 2 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

Senator Kokubun, Chair of the Committee on Water, Land, Agriculture and Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 1200.

Senator Kokubun noted:

"Madam President, the reason why I'm asking for the waiver is because the way that my Committee handles matters is that, Friday is usually the day that we address issues dealing with Hawaiian affairs, and I would like the Office of Hawaiian Affairs' Budget to be on the hearing notice for tomorrow."

The Chair then granted the waiver.

ADJOURNMENT

At 11:54 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 16, 2007.

THIRTY-THIRD DAY

Friday, March 16, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Les Lippincott, Kahua Baptist Church, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Thirty-Second Day.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 22, from the State Auditor, dated March 14, 2007, transmitting their 2006 Annual Report, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1060) recommending that H.B. No. 92, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 92, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1061) recommending that H.B. No. 252, H.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and H.B. No. 252, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAXES FOR SPECULATIVE SALES," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1062) recommending that H.B. No. 1002, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and H.B. No. 1002, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1063) recommending that H.B. No. 1096, H.D. 1, as amended in S.D. 1, pass Second Reading

and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 1096, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1064) recommending that H.B. No. 902, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 902, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senators Kokubun and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1065) recommending that H.B. No. 250, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.B. No. 250, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:52 o'clock p.m.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1058 (Gov. Msg. No. 405):

Senator Hee moved that Stand. Com. Rep. No. 1058 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate consent to the nomination of MARK E. RECKTENWALD to the office of Chief Judge, Intermediate Court of Appeals, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Kokubun.

Senator Hee rose to support the nominee as follows:

"Madam President, members, I rise in support and that this Body advise and consent to Mark Recktenwald as Chief Judge to the Intermediate Court of Appeals.

"Members, and those who have gathered in these Chambers, it is a great privilege to encourage you to advise and consent on the nominee. Mr. Recktenwald, throughout the process, has

been very dignified in his responses and will be, I believe, one of the finest judges to sit on the Intermediate Court of Appeals in his capacity as Chief Judge of the ICA.

“We received unanimous testimony in support of the confirmation. The comments made in support were 100 percent, without exception. I received two anonymous notes in non-support, but they were not identifiable – they were simply anonymous. They were not people who wished to remain anonymous; they simply were without identification.

“Mr. Recktenwald is a graduate of the University of Chicago Law School. He is also a graduate of Harvard University. Mr. Recktenwald moved to Hawaii and has immersed himself in public service, having served a brief part of his career in the Office of the U.S. Attorney. More recently, Mr. Recktenwald, as the Director of DCCA, has been someone who has elicited unanimous support in his ability to administer a very difficult department. We had, at the most recent hearing, one individual who came forward with reservations, but even that individual admitted that Mr. Recktenwald’s administering of DCCA was excellent.

“There had been some comments that Mr. Recktenwald as the Chairman of the Board of the EUTF was not doing a good job. That suggestion was not buttressed by information that the Committee could consider. A point of fact – the EUTF, although not without its problems, is on the cusp of becoming self-insured, and has been making great strides to provide the active and the retirees with the funding source that in particular the retirees will enjoy going forward.

“Members, it is with great pleasure and great honor that I ask you to vote ‘yes’ on the confirmation of Mark Recktenwald as Chief Judge for the Intermediate Court of Appeals.

“Thank you, Madam President.”

Senator Gabbard rose in support and stated:

“Madam President, I rise in support of the nomination of Mark Recktenwald.

“Colleagues, Mr. Recktenwald obviously has outstanding credentials. He’s extremely intelligent, has solid work experience, but most importantly as the testimony pointed out, Mr. Recktenwald is a good and decent person who is known for his fairness and he will serve us all well on the bench. Therefore, I urge you to vote up on Mr. Recktenwald.

“Thank you, Madam President.”

Senator Hemmings rose to speak in support of the nomination as follows:

“Madam President, Colleagues, the Senate Minority is most pleased and proud to add our overwhelming support of this proven leader and judicious nominee, Mark Recktenwald.”

Senator Slom rose to add his support for the nominee and said:

“Madam President, I rise in strong support of the nominee, Mark Recktenwald.

“From a business perspective, and particularly a small business perspective, Mark Recktenwald was the right man at the right time for the right job. He took a department, the Department of Commerce and Consumer Affairs, which had probably the worst rating of any of the governmental departments, turned it around, made it customer friendly, made

it user friendly. He was able to cut fees and cut taxes and improve the online usage of business registration and other services, and for that, we will be eternally grateful.

“So it’s with mixed emotions that I congratulate him and support him, because we hate to see him leave DCCA, but we know that he has an able and efficient staff that is going to carry on his tradition. He will make an outstanding and excellent judge.

“Thank you, Madam President.”

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

Ayes, 25. Noes, none.

At this time, Senator Hee introduced Judge Recktenwald to the members of the Senate.

Stand. Com. Rep. No. 1059 (Gov. Msg. No. 404):

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 Judiciary and Labor on Gov. Msg. No. 404 is that the Senate not consent to the nomination of Glenn Kim to the Circuit Court of the First Circuit. Therefore, the Chair will first entertain a motion to file Stand. Com. Rep. No. 1059, then we will move on to the final vote on this matter.”

Senator Ige moved that Stand. Com. Rep. No. 1059 be received and placed on file, seconded by Senator Whalen and carried.

Pursuant to Senate Rule 37(5), Senator Inouye then moved that the Senate consent to the nomination of GLENN J. KIM to the office of Judge, Circuit Court of the First Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Gabbard.

Senator Inouye rose to speak in support of the nomination as follows:

“Madam President and colleagues, I rise in strong support of Gov. Msg. No. 404, gubernatorial nominee, Glenn J. Kim, for consideration and confirmation to the Circuit Court of the First Circuit, State of Hawaii.

“I speak in support because I firmly believe that he is highly qualified to serve as a judge in terms of courtroom experience and legal knowledge. I also believe he has the judicial temperament, demeanor, and moral character to make him an excellent judge.

“During the lengthy confirmation hearings before the Committee on Judiciary and Labor, there were certain questions raised as to Mr. Kim’s lack of public service. But, this is a man who has served in the U.S. Army in Vietnam and who was awarded the Bronze Star medal for his service. I am hard-pressed to think of anything else that could be considered of

greater public service than putting one's life on the line to serve our country in times of war.

"In addition to his military service, Mr. Kim served on the board of advisors for a program here in Hawaii called CARE, or Child at Risk Evaluation. The program provides forensic medical services for child victims of abuse. Dr. Victoria Schneider, CARE's Medical Director, wrote in her letter of support that, and I quote: 'Mr. Kim has displayed tremendous moral courage. He has been unafraid to proceed with cases that need a champion for the truth. Mr. Kim is a gifted attorney who has devoted his career to the protection of individuals' rights under the law. He has consistently displayed fairness, honesty, intelligence, organization, and decisiveness. He will be a wise and thoughtful judge,' unquote.

"Dr. Schneider's letter was typical of the many received by our offices. There were also some concerns that his conduct towards attorneys under his supervision may have been less than respectful, that his behavior was demeaning. I do not seek to question the integrity of the two individuals who spoke out against Mr. Kim in these terms. In fact, I salute them for having the courage to come forward. However, I would like to point out that there is always a context, or circumstances that may unduly contribute to the shaping of an opinion of another person. While we are not privy to all of the details of those circumstances, we must, nevertheless, take them into consideration.

"Colleagues, we are all human, and retribution, unfortunately, is often an ugly part of our human nature. I would also like to point out, colleagues, that there were only two individuals who spoke out against Mr. Kim – just two. Their testimony was quite unflattering, to say the least, but their testimony must also be weighed against the dozens of letters of support for Mr. Kim from both supervisors and subordinates, as well as from former and present colleagues. These letters describe Mr. Kim as courageous, level-headed, fair, knowledgeable, and professional. In fact, I think we all received the letter signed by 12 attorneys who were under Mr. Kim's supervision. They wrote that they collectively saw no signs of the negative conduct attributed to Mr. Kim, even though they all worked in the same vicinity where some of the alleged misconduct took place.

"Colleagues, I believe that a judge should be fair, honest, and even. I am convinced that Mr. Kim is the right person for this job and I ask you, my colleagues, to also be fair, honest, and even and vote to advise and consent to his nomination.

"Thank you, Madam President."

Senator Gabbard rose in support also and said:

"Madam President, I rise in support of the nomination of Glenn Kim.

"Madam President and colleagues, after weighing both the positive and negative things that were said about Mr. Kim's nomination, I've come to the conclusion that Mr. Kim has all the necessary qualities and professional background to assume this important role. But what impressed me most about Mr. Kim were two things: Number one, at the Judiciary Committee hearing, was seeing the defense attorneys and the prosecuting attorneys agreeing – prominent defense attorneys who had been against Mr. Kim in the courtroom – agreeing on his qualifications. That stuck in my mind very deeply. And the second thing I wanted to mention was referred to by the previous speaker, and that was that coming from a military family myself and having a daughter in the military, when I learned that Mr. Kim had received the Bronze Star in Vietnam,

it was at one of these hearings and what astonished me was that many of his colleagues, many prosecuting attorneys, had no knowledge that he had even earned this award. And as you know, the Bronze Star is a high honor that is awarded for acts of heroism and meritorious service.

"So, with that in mind, I am asking you to please vote up on Mr. Kim's nomination. Thank you, Madam President."

Senator Slom rose to support the nomination and stated:

"Madam President, I rise in strong support of the nominee.

"First of all, I want to thank the Chair of the Judiciary Committee for making available to every Senator, the complete text of all of the testimony that was made both for and against. I think that was very important for transparency. And for those of us who took the time to watch the hearings, to attend the hearings, or to read the testimony, I think we came away from the hearings puzzled as to why there would be any question or any discussion for this individual's support and advise and consent.

"The support for Glenn Kim came from Republicans and Democrats and people that have no party affiliation; came from liberals and conservatives and people in the middle of the road. It came from prosecutors and public defenders – nearly unanimous. It was amazing. So, for some of us, it was really troubling when an issue is raised about two individuals. And we could question their motives, but there's no sense trying to figure out the motives of other people except to say there was such overwhelming support for this man and what he has already accomplished and what he can accomplish on the bench.

"We know that we have a perception problem with the Judiciary in this State, with the kinds of punishment that have been meted out or not meted out. We heard complaints that the nominee would want to go to trial and to prosecute even without all of the facts, and yet that flies in the face of the evidence and the overwhelming statements made by people. And to a man, to a woman, they said that this nominee was very deliberative, very focused, very intense, and very passionate about representing the people in this community.

"Madam President, yesterday I took it upon myself to call two individuals that I've known for some time, judges – Judge Michael Town, who I think has been on the bench for more than 25 years, I think he's the senior trial judge in this State; and also Judge Richard Pollack, who comes from a public defender's background. I called them; I initiated the conversation, and I asked them for their permission if they would allow me to share their remarks with you today, and both agreed. And both of them, interestingly enough, in individual conversations – both of them – used the word 'integrity,' used the word 'prepared,' used the word 'fair,' used the word 'balance,' used the word and term 'concerned particularly about families, women, and children.' To me that was extremely important and impressive.

"Now, some people, I know, did not like the demeanor of the nominee because it didn't fit their perception of how somebody should answer questions, particularly criticism. And we're used to all kinds of people in hearings and also in confirmation investigations, and some people are very gregarious, and some people are very shy, and some people are very private, and I think that's what the nominee is – extremely private. He's extremely dedicated, though. He has dedicated his life to community service – from the military, to academia, to protecting individuals – and I think that speaks louder than anything else.

"And for a while, Madam President, I was concerned that this Senate was going to go down a road it had been down before, sully the background and the integrity of an individual. But I'm not concerned about that today because I know the Senate is going to do the right thing in this vote coming up. And one of the reasons the Senate is going to do the right thing is because we recognize it is so extremely difficult to get people to give up their lives to support and defend weaker individuals in this community. And so when people come forward, when they volunteer, when they say 'Yes, I'll do it' no matter how busy they are, no matter how concerned, no matter what their situation is at home with family members or children or other things that they have, when they volunteer to come forward it is our duty, it is our responsibility to give them the benefit of the doubt and not to worry about what the motivations may be of two individuals and have a difficult time saying, 'Well, gee, are they telling the truth or not?'"

"We don't have any problem with knowing that this nominee is telling the truth. And when this nominee says that he never did something and is very specific about it, I guess, being a political body, we're used to people who equivocate or that don't remember certain things. But when you can stand in the dock and say, 'I can tell you, without reservation, I did not do this. I would not do this. This is not in my character or my integrity.' And when you have dozens upon dozens of people saying the same thing, it's an important message."

"I think that we are very fortunate to have an individual like this. I don't remember anyone that's had qualifications like this, a background like this. We are very fortunate to have someone who has come forward, and he's gone through the process, and he has answered every single question, and he's provided every bit of information. And I think that it's real easy to determine priorities and who is telling the truth and who has integrity."

"So I think the process will be strengthened today. And I hope that it does send a clear message to people that are thinking of volunteering or who are asked to volunteer that they will be treated fairly, and that in the end, reason and rationality will prevail."

"So I strongly urge all my colleagues to enthusiastically support, endorse, and vote for the nomination of Glenn Kim, and Madam President, I would request a Roll Call vote. Thank you."

Senator Hee rose to oppose the nomination and stated:

"Madam President, with all due respect to the nominee and with all due respect to his strong supporters, with all due respect to the members on this Floor, with all due respect to the Minority Party, with all due respect to the Attorney General and the Prosecutor, and with all due respect to the Governor of the State of Hawaii, respectfully I rise to oppose the confirmation of Glenn Kim to the Circuit Court of the First Circuit."

"Let me start out by saying this is by far the most difficult confirmation that I have been involved in. This is by far a very difficult conclusion to which I have reached over this time, and I have been involved with many confirmations. And let me state at the outset that this Governor has appointed for our consideration, very worthy jurists, not the least of which is James E. Duffy, Associate Justice of the Hawaii Supreme Court, Elizabeth Strance, Circuit Court Judge to Kona. Having said that, let me say that the difficulty today is because, Mr. Kim, a local boy who graduated from Kalani High School, who served this country with great distinction in Vietnam, who earned a Bronze Star for valor and courage in defense of this

country, who went on to earn an undergraduate degree with highest honors at the University of Hawaii, who earned an M.A. at Harvard University and a Ph.D. in Literature at Harvard and spent some time as an instructor at Harvard University, are accomplishments that by any standard all of us are humbled by and could only wish we could be measured by that standard. Mr. Kim, truly, a native son of Hawaii, has made great accomplishments and is a tremendous asset by which this State can be proud."

"Colleagues, what troubles me most about this confirmation is that despite these sterling credentials, there were times where Mr. Kim's responses were very difficult to acknowledge, let alone understand."

"I would like to say to all of you that the confirmation authority, which is part of our duties as Senators, is probably the most difficult and one of the greatest challenges that we are charged with as a responsibility. And, I certainly feel that the responsibility to Chair the Judiciary Committee to conduct these hearings is a tremendous honor and privilege to serve this Body. And to that extent, to the Senators who have previously spoken and to the other members who sit as members on this Committee, I am deeply grateful and honored that you folks have allowed this process and have attended virtually every second of this process involving the nominee."

"I have much respect for the Judiciary, which is our third branch of government, and the men and women who serve the public as judges. They have a huge responsibility because they directly affect the lives of the people who appear before them, whether in civil, criminal, or family law. This is why I take this duty and this process so seriously. We all know this is not an easy task because our decisions affect the person, and his family, who has chosen to put his name up to be evaluated publicly and with full transparency. But the Hawaii Constitution makes it clear that the Senate is to consent or disapprove the nominee. This is why the guidelines to determine whether a person should serve as a judge involve the consideration of qualities far beyond a person's academic credentials. There is not a single soul that I can think of who would challenge the academic credentials of this native son. Far more difficult than Mr. Kim's intelligence is to measure and evaluate other areas which cannot be objectively proven or disproven, such as an admonishment, a criticism, a reversal. That is what makes this process so difficult."

"Like Mark Recktenwald before this Body, Mr. Kim is also, as I said earlier, a graduate of Harvard University. And although Mr. Recktenwald during his process was fairly expediently decided upon, there was a reason and difference that made this one so difficult. And it speaks to judicial temperament – a quality which cannot be proven or disproven – indeed, a quality that is subjective. That is what makes this process such a difficult one."

"In an article by the Institute for Judicial Studies, entitled 'Defending Independence and Demanding Accountability; The Moral Compass, Relative Ethics,' it says in part: 'One requirement that the code fails to mention explicitly is judicial temperament. A criterion almost universally regarded as the important consideration in judicial selection. Interestingly, recent international law includes judicial temperament as the requirement for the ethical conduct of judges. These principles specifically provide that a judge shall be patient, dignified, and courteous in the relation to litigants, jurors, witnesses, lawyers, and all others who appear before them in an official capacity. It is perhaps the most important in the Code of Ethics and the most difficult because of its subjectivity. While judicial temperament encompasses a variety of qualities, including fair-mindedness, patience, the avoidance of arrogance and tyranny,

requiring such a temperament as a matter of judicial ethics might be difficult to prove. While demeanor on the bench is easy to observe, it is so much harder to define, and what one person considers fair and patient, another might find cruel and brusque.'

"Members, as we have discussed, we live in a culture in this Chamber where all of us must make our decisions according to our conscience. It is also apparent to me, having spent time as the Chairman of the Judiciary Committee in 1987 and 1988, 20 years ago, that the culture of fear is pervasive with lawyers and the business of dispensing law. It is far easier to stand as a colleague in support of someone, particularly when you feel that someone is very likely to be confirmed. That is the situation here.

"When one looks at Mr. Kim's credentials, as I did, it was so easy to conclude that this confirmation would be easy and done over in a relatively short period of time. And in fact, as a matter of record, I felt so strongly about Mr. Kim that he was put on the original calendar at 9:00 and Mr. Recktenwald at 10:00 because I felt strongly that Mr. Kim would be dispensed of by this Body within an hour. I also, however, advised the nominee that we should not be surprised that things will, and I used the phrase 'bubble up,' although I could not imagine then that such criticism would follow. And as a matter of record, it was not an hour later, after our initial interview in my office, that Liza Tom's letter came to rest in my computer and addressed to Jeff Portnoy, President of the Hawaii State Bar Association, and myself in my capacity as Chairman of the Judiciary Committee. That is what started the odyssey of finding judicial temperament in Mr. Kim, because the letter, which all of you have, speaks to temperament, at least through the eyes of one deputy prosecuting attorney.

"But before minimizing the one deputy prosecuting attorney, it should be noted that she is a recipient of the top gun award given by Prosecutor Peter Carlisle as one of the attorneys in his office who received the most victories in trials that are resolved by juries. So, if we choose to minimize Liza Tom, let us do it in the context of what apparently the Prosecutor, through his own rules, awarded her as a litigant who received the most jury trial victories for a particular year.

"In Ms. Tom's letter to me, and as a prosecuting attorney in Los Angeles, she invited Jeff Portnoy and myself to call her. I do not know if Mr. Portnoy called her, but I did. She said to me things which were disparaging about the nominee, but she said to me there were others who would corroborate his behavior. And she said that she would speak to them and ask them if it was appropriate for me to call them. She did and she supplied me with names and numbers of former deputy prosecuting attorneys who worked with Mr. Kim. And I called them. They did then and do so now, wish to remain anonymous and confidential because they fear reprisals, true or imagined, by the nominee should he become a judge. I have honored that confidentiality, and as opposed to the anonymous letters received at Mr. Recktenwald's, these individuals I spoke to directly.

"One individual in particular said to me that they knew that I was a friend of another deputy prosecutor and if I would call that deputy, she would also corroborate. And she is the one who I know personally and corroborated the incidents of abuse - office abuse. But she said there was another attorney who was a supervisor who would also corroborate, but she could not remember the name. And a day later she left a message for me that that person is Lynn McGivern. And that is how the name of Lynn McGivern has come to light before this Chamber. Lynn McGivern would not come public during our telephone conversation. She was head, at one time, of the Domestic

Violence Misdemeanor and Domestic Violence Felony Sections. She would not come forward. So I asked her if she would consider speaking to the Senate President as well as myself, so that there could at least be someone else who could hear what was being spoken. She agreed, and we met on a Sunday. At the end of the conversation on Sunday, she said, 'I will not come forward.' And to put it in as blunt a language as the Senate President can be and with her right finger pointed, the President said, 'If you lawyers don't come forward, do not bitch if he becomes a bad judge.' And that's where we left it.

"On Monday of this week, Ms. McGivern called me and she said: 'I bet you thought you'd never hear from me,' and I said, 'Yes.' And she said: 'I will come forward if the Senate compels me with a subpoena.' And that is how she came forward on Wednesday.

"Members, as you know, a lawyer testifying under oath faces grave consequences of losing his or her license if she lies. That standard is not a standard that is required of others, but it is required of lawyers. And, therefore, whether I agree or disagree with Ms. McGivern, I agree that her testimony, as far as she was concerned, was the truth, the whole truth, and nothing but the truth. And I respect that.

"What is so difficult for the Committee and so difficult for me is not whether it was the whole truth, but how Mr. Kim would respond to what Ms. McGivern, under oath, testified. I was disappointed when Mr. Kim said, 'I never did that, and I categorically deny what she said.' It would have been so much easier for me if Mr. Kim, an intellect, said, 'Mr. Chairman and members, I can understand that she may feel this way; I can understand that she in fact believes that she is telling the truth because of the standard lawyers are held to under subpoena, but respectfully, Mr. Chairman and members, I disagree. She may feel this way, but with all due respect, I see it a little differently.'

"I was stunned when he said, 'I never, ever engaged.' I was stunned when he said, 'I categorically deny.' Because, in essence, he was saying to the Committee that Ms. McGivern had perjured herself as a lawyer before this Body. That is the difficulty of trying to understand an intellect and trying to reconcile judicial temperament.

"There are some of you who have said to me that there are worse judges presently presiding on the bench. And I agree. There are judges in disagreement to the arguments of the lawyer who turn their back to the lawyer in utter contempt of the lawyer's efforts to advocate for the lawyer's client. I agree. There was one public defender who said to me, 'You must confirm him because the other five are worse.' That's not the reason to confirm him. That is to say that some of the directors some of you may be confirming must be confirmed because the next nominee will be worse. That's not the basis of rational decision making.

"This has been a most difficult process for me personally, and I'm sure for many of you. I know some of you have called him privately in your office, and I know some of you have been given the same response that we were given on the Judiciary Committee as late as this morning. I know that because you have shared that with us. But, I want to recall with you what Vickie Viotti of the Honolulu Advertiser said to me at approximately 5:30 last night. She said to me, 'Isn't there a reasonable doubt that in fact Mr. Kim would be a good judge?' My answer was this: 'When such reasonable doubt exists, we have a duty and an obligation to err on the side of the people. We are elected by the people. We are here to serve the people.'

“Such reasonable doubt exists with me, and I’m sure exists with many of you. It becomes a question that when such reasonable doubt exists, regardless that he is an intellect and scholar, regardless that many have come in support of Mr. Kim, and regardless that some have come with the courage to be identified in opposition of Mr. Kim, regardless of the reason, if such doubt exists, we must err on the side of the people who charged us with the duty to represent them. The process of confirmation is not to disprove his worthiness to serve; it is for the nominee to prove to the Senate his worthiness to move on. That’s the troubling aspect of a native son who is truly an intellectual, accomplished hero of Vietnam. That is what makes this process so difficult.

“That is why, with all due respect to Mr. Kim, his family, his friends, I rise to oppose the nomination because of the remaining reasonable doubt that exists. Thank you, Madam President.”

Senator Hemmings rose in favor of the nominee and said:

“Madam President, I rise to speak in favor of the nominee, Glenn J. Kim for the First Circuit Court, State of Hawaii.

“Madam President, colleagues, this in so many ways is a test for who we are and what we are doing as our constitutional duty is to advise and consent on behalf of those whom we are elected to serve. This is an opportunity, we the members of the Senate, to demonstrate the attributes of wisdom and integrity and nobility that we rightfully demand from the nominees to the judicial branch of government. I would suggest our virtues will likewise be judged by what we do here today. I ask my colleagues to make this a proud day for the Senate and to vote in the affirmative for this imminently qualified, respected, and deserving nominee, Glenn J. Kim.

“Thank you, Madam President.”

Senator Nishihara rose and said:

“Madam President, I ask that my comments be inserted into the journal.”

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

“Madam President and Colleagues, I rise in support of the nomination of Mr. Glenn Kim to the First Circuit Court. Two days ago I was one of the members of the Judiciary and Labor Committee that voted not to recommend Advise and Consent of Mr. Kim. I did so with a great deal of angst and inner conflict. To have to vote against someone who came with tremendous support of his peers and superiors was not easy. Mr. Kim’s answers, in questioning by others as well as myself, made the duty of deciding on his confirmation even more difficult and troubling. However, I was unsatisfied even after I voted.

“I had resolved to speak to Mr. Kim the next day, to give him another opportunity to satisfy my concerns. We met yesterday afternoon. When he left, I was faced with the uncomfortable conclusion that I might have to reconsider my previous vote.

“Colleagues, I feel that one of the hardest things for anyone to do is to face up to reevaluating and reconsidering the actions one has taken. It is even more problematic when it has to be in an environment of political scrutiny.

“Mr. Kim, to many, has in their sense, measured up to what they believe are the requisite qualities to make him an excellent judge. Following my discussion yesterday with Mr. Kim which addressed my concerns, I am now confident that he does

possess those qualities; therefore, I will vote in favor of the nominee, in opposition to the recommendation that I myself was a part of two days ago.

“I do not ask others to follow my lead. I only ask that you follow your own sense of justice in deciding your vote today.

Senator Sakamoto rose to speak in opposition of the nomination as follows:

“Madam President, short comments in opposition.

“I believe judges need to be able to see all sides of an issue, and when a case comes before him or her, they need to keep an open mind and to see the faults of others and to understand how to fairly deal with people. In hearing and reading part of the testimony, I believe the candidate holds a strong image of himself and doesn’t see the faults perhaps others see in him, and I believe a judge needs to be able to see his or her own faults to better deal fairly to those that come before him or her.”

Senator Trimble rose in favor of the nominee and said:

“Madam President, I rise to read in favor of Glenn Kim.

“Colleagues, you may have noticed that my staff is of a different generation and a different gender than I. My challenge to them yesterday was not what remarks I should say on the Floor, but what remarks would they say if they had the opportunity. And so, I would like to read a couple of excerpts they gave me so perhaps you could share my experience in hearing from a different generation and a different gender.

“How can the Senate bear to deny this incredibly qualified, scrupulously honest, genuinely caring, extremely intelligent, well-meaning individual, a judicial position? It is ridiculously superficial to deny someone a judicial position based upon their use of a four-letter word. His actions surely show him to be a caring individual. The theme of the testimony has been actions which show him to care for others, particularly those in positions that are less important and less able to defend themselves. Furthermore, his intent to serve must be apparent by his choice to serve a government agency rather than work for a lucrative law firm and the endless testimony as to his honesty to the point of scrupulousness, as well as his willingness and availability to help others to his own detriment, in spite of his own heavy case load. He definitely has not only the character and judicial temperament to be a judge, but the keen analytical mind, comprehensive understanding of law, as well as the excellent discernment to some immature women’s displeasure. He is certainly one of the most highly qualified judicial nominees and it would be a disservice to deny him a judicial position in the First Circuit.”

“Thank you, Madam President.”

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

Ayes, 16. Ayes with Reservations, 4 (Chun Oakland, Ihara, Kim, Taniguchi). Noes, 9 (English, Hanabusa, Hee, Hooser, Ige, Kokubun, Sakamoto, Tokuda, Tsutsui).

At this time, Senator Inouye introduced Judge Kim to the members of the Senate.

At 2:51 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:57 o’clock p.m.

ADOPTION OF RESOLUTIONS**MATTERS DEFERRED FROM
THURSDAY, MARCH 15, 2007**

Stand. Com. Rep. No. 1049 (S.C.R. No. 41):

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES' FEE INCREASE," was adopted.

Stand. Com. Rep. No. 1050 (S.C.R. No. 40, S.D. 1):

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING FOR THE CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER," was adopted.

Stand. Com. Rep. No. 1055 (S.R. No. 20, S.D. 1):

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and S.R. No. 20, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROVIDE FUNDING FOR THE CONSTRUCTION OF A NEW STATE EMERGENCY OPERATING CENTER," was adopted.

THIRD READING**MATTER DEFERRED FROM
WEDNESDAY, MARCH 14, 2007**

H.B. No. 853, H.D. 2:

By unanimous consent, action on H.B. No. 853, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," was deferred until Friday, March 23, 2007.

THIRD READING

H.B. No. 25, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 25, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," was deferred until Friday, March 23, 2007.

H.B. No. 613:

By unanimous consent, action on H.B. No. 613, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was deferred until Friday, March 23, 2007.

**RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

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

Senate
Concurrent
Resolution

Referred to:

No. 43

Committee on Energy and Environment

ADJOURNMENT

At 2:59 o'clock p.m., on motion by Senator Hooser, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 19, 2007.

THIRTY-FOURTH DAY

Monday, March 19, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Nā Keiki o Pūnana Leo o Kawaiaha'o, after which the Roll was called showing all Senators present with the exception of Senators Bunda and Whalen who were excused.

The President announced that she had read and approved the Journal of the Thirty-Third Day.

Senators Sakamoto, Tokuda and Menor introduced the following individuals in recognition of the 50th Anniversary of the Hawai'i State Science and Engineering Fair: Dr. Celia Smith, President of the Hawai'i Academy of Science; Dr. Irvin King, Education Director of the Hawai'i Academy of Science; Dr. Robert Campbell, Fair volunteer and past President of the Hawai'i Academy of Science; and Philip and Lucia Mocz, first and second place winners in last year's competition.

Senator Fukunaga, with the assistance of Senators Hemmings, Inouye, English, Tsutsui, Ihara, Trimble, Taniguchi, Kokubun, Chun Oakland and Slom introduced and congratulated the following United States Small Business Administration's 2007 State of Hawai'i Awardees:

Dr. Tin Myaing Thein, Minority Small Business Champion of the Year Award;

Brian Iwata, Financial Services Champion of the Year Award;

Alii Chang, Lani Weigert, and Marseu Simpson, Home-Based Business Champion of the Year Award;

Alvin Makimoto, Family Owned Small Business of the Year Award;

Tony Yamada, David Inouye and Michael Inouye, Young Entrepreneur of the Year Award;

Nobuo and Teruko Kuniyuki, Small Business Exporter of the Year Award;

Evan and Kari Leong, Small Business Journalist of the Year Award;

Barbara Hastings and Barbra Pleadwell, Women in Business Champion of the Year Award; and

Malcom Koga and Glenn Nohara, Small Business Persons of the Year Award.

At 12:13 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1066) recommending that H.B. No. 13, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 13, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1067) recommending that H.B. No. 18, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 18, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1068) recommending that H.B. No. 1411, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1069) recommending that H.B. No. 1414, H.D. 1, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1070) recommending that H.B. No. 38, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 38, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF STATE AND COUNTY GOVERNMENTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1071) recommending that H.B. No. 400, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 400, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO AGRICULTURE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1072) recommending that H.B. No. 506, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 506, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ETHANOL,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1073) recommending that H.B. No. 871, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 871, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1074) recommending that H.B. No. 1289, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1289, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senators Fukunaga and Inouye, for the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1075) recommending that H.B. No. 1256, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1256, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

- | | |
|------------------|----------------------------------------------------------------------------------------------------------------------------|
| House Bill | Referred to: |
| No. 154, H.D. 1 | Committee on Judiciary and Labor |
| No. 1003, H.D. 3 | Jointly to the Committee on Energy and Environment and the Committee on Education, then to the Committee on Ways and Means |

No. 1140, H.D. 1 Committee on Tourism and Government Operations, then to the Committee on Ways and Means

No. 1171, H.D. 1 Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 1440, H.D. 3 Committee on Public Safety, then jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means

No. 1750, H.D. 2 Committee on Judiciary and Labor

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following House Bills:

- H.B. No. 317;
- H.B. No. 1277; and
- H.B. No. 1755.

Senator Fukunaga noted:

“Madam President, the hearing notice for these measures was prepared on Friday afternoon, and in the hustle-and-bustle of the day, they were not able to be filed in time before the Clerk’s Office closed.”

The Chair then granted the waiver.

Senator Hemmings rose on a point of personal privilege and stated:

“Madam President, I rise on a point of personal privilege.

“Madam President, colleagues, one of the great blessings bestowed upon us by our predecessors generations ago is the freedoms of democracy, and one of the great geniuses of our system is that we can reinvent ourselves to our betterment. Our ability to recognize our shortcomings and make the amendments and changes necessary to do that is so important to our success. I was so proud of this Senate Body on Friday the way things happened here on the Floor and the way that we arrived at our conclusions on that vote for Glenn Kim. But we cannot let, as happened in Committee, anyone’s pursuits, biases, or vindictiveness damage the reputation of this Senate.

“This same situation happened in Congress over 50 years ago at the national level. Particulars were revealed in a 2003 document sequestered for 50 years. The document indicted a U.S. Congressman for flouting the rights of individuals, smearing their reputations, as well as other legislative improprieties, including the misuse of subpoena process and hearsay testimony. That incident in Congress spawned a new term in the vernacular of politics – it’s called ‘McCarthyism.’

“Here in Hawaii under the current system, some could say we recently experienced shopping for adverse testimony and possibly the misuse of the subpoena process. Madam President, I only offer these comments because I sincerely want us to be better than what we just experienced, and I think we can, Madam President. And so, what I’d like to do is offer two rule changes for the Majority to consider, and that number one rule would be that we issue subpoenas with the approval of the Committee that’s seeking it. And then with your consent, Madam President, I think this would help protect the democratic process, but also protect your office Madam President; and that secondly, we institute a rule that would simply preempt anonymous testimony. If something needs to be pursued, it

should not be pursued publicly based on anonymous testimony. I offer these rule changes in the spirit of cooperation and in hopes that we can improve the process for the benefit of everybody concerned.

“I want to close on a very positive note. I think this Senate can stand very proud under your leadership, Madam President, because of what happened Friday. We debated on the Floor, openly and honestly, an issue and everybody voted their conscience, and when that’s done, as it was done Friday, no matter which way you voted, I think we all can be proud.

“Thank you, Madam President.”

Senator Hooser rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege in brief rebuttal.

“Madam President, I want to also compliment you on your leadership on Friday, and I think the process went well. It was open, fair, and deliberative, and I’d like to just offer a few comments, a few remarks about the subpoena process and make it clear that the way the process is now is within our Rules, and though our fundamental constitutional responsibility is to offer advise and consent – and that is our obligation, it’s our responsibility – we need to do that in the manner that our constituents expect of us. We need to dig deep on these matters, but we also have a responsibility, I think, Madam President, to protect those that would like to offer testimony on these issues but are afraid.

“I believe that that’s really why we’re here today, and I think that’s a fundamental question why we’re here today – that people are afraid to offer testimony critical of the Governor’s nominees. And when members, committee chairmen, and others receive anonymous testimony or anonymous phone calls, faxes, or personal communications – I know in my personal situation when I receive those kinds of communications, especially when they’re people known to me, and when those allegations or those communications are credible, or when many, many people come with the same allegations, the same charges, the same concerns – I believe that puts us in a dilemma as public policymakers. How are we to do our jobs when we’re faced with this information from credible sources, but people are afraid to come forward and testify? I think that’s really the issue – how do we do our jobs properly in the face of this fear? And I have to add, too, that there are many, many nominations that pass through without question or with minimal question, minimal opposition. But in a few cases, yes, there seems to be repeated concerns, repeated allegations, both anonymous and not.

“I think the Committee Chairs and some members of the committee often receive these same anonymous telephone calls. Fortunately, though, when asked, some of these witnesses are willing to testify before the Committee and to do so openly, but only if they receive the protection of the Senate. To protect these people that want to testify but are afraid to do so, the Senate Rules allow the Senate President to issue subpoenas. If this was done otherwise in Committee, the reality is that there would be much additional pressure on these people to change their mind or to pull back. It would be exposing them to undue pressure.

“Our existing Rules allow the Senate President to issue subpoenas in a way that would provide the needed protection from witnesses from repercussions and reprisals and prevent the witness from being unduly pressured into withdrawing or changing his or her mind, and to allow the Senate to properly

perform its constitutional duties to advise and consent. It’s clear that we’re within our legal purview and the big question of concern again is not about our authority to subpoena, but it’s why we’re even having this discussion. People are afraid to come forward unless we offer them the protection and I believe that when the allegations are serious and credible, it is our responsibility and our duty to follow-up to offer these protections and to investigate and to do our due diligence properly prior to offering advise and consent.

“I thank you for the opportunity to offer these comments.”

Senator Sakamoto rose and said:

“Madam President, I’d just like a clarification from the previous speaker. He has used the term ‘anonymous’ as perhaps the speaker before him. At least for myself, I received two types of sometimes ‘negative’ or ‘with concerns’ testimony. One type is that there is no signature, there is no return address, and there is no way to know who sent it, which I, myself, would say that was anonymous. We do receive other types where the person wishes their name, or their identification, or their position not to be revealed for fear of retaliation either by the nominee or by others who seem to be advocating. So, I wanted clarification in your use of the word ‘anonymous.’ Was it the former where nothing is said, or was it where people fear the retaliation either by the nominee or by other parties who seem to be supporting the nominee?”

Senator Hooser rose to respond as follows:

“Madam President, a brief response. My response is the second one – it’s people that are afraid and fearful, but who are perhaps known to me or known to other people, but just afraid of retribution or consequences as a result of that testimony. Thank you.”

Senator Hemmings rose in response as follows:

“Madam President, healthy discussion, my response please.

“I think both are problematic in the fact that the accused – in this case, some innocent person that wants to give up much in their private life to serve the public – is being accosted anonymously without the opportunity to face their accuser. And unfortunately in the criminal justice system or even in the civil system, in the court of law, that is one of the fundamental rights of an American, and I think it should be a fundamental right of anyone standing before this Committee for advise and consent to know who their accusers are and have the right for their testimony against them to be weighted and have an opportunity for them to rebuke that testimony if need be. And so, anonymous testimony should not be tolerated under either circumstance.

“Thank you, Madam President.”

ADJOURNMENT

At 12:33 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Tuesday, March 20, 2007.

THIRTY-FIFTH DAY

Tuesday, March 20, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Dennis Koshko, St. Anthony of Padua Catholic Church, after which the Roll was called showing all Senators present with the exception of Senators Bunda, Kim, Menor and Whalen who were excused.

The President announced that she had read and approved the Journal of the Thirty-Fourth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 551 to 554) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 551, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of STEVEN J. T. CHOW, term to expire June 30, 2007, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 552, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of MICHAEL WARREN RUFINO, term to expire June 30, 2007, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 553, advising the Senate of the withdrawal of the nomination of PAMELA A. TORRES CPCM to the Procurement Policy Board, under Gov. Msg. No. 382, dated February 7, 2007, was placed on file.

In compliance with Gov. Msg. No. 553, the nomination listed under Gov. Msg. No. 382 was returned.

Gov. Msg. No. 554, advising the Senate of the withdrawal of the nomination of MARK OYAMA to the Small Business Regulatory Review Board, under Gov. Msg. No. 485, dated February 28, 2007, was placed on file.

In compliance with Gov. Msg. No. 554, the nomination listed under Gov. Msg. No. 485 was returned.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1076) recommending that H.B. No. 567, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 567, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR SPORTS FACILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1077) recommending that H.B. No. 1630, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1630, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1078) recommending that H.B. No. 208, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 208, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1079) recommending that H.B. No. 55, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 55, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1080) recommending that H.B. No. 71, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 71, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1081) recommending that H.B. No. 325, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 325, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1082) recommending that H.B. No. 1287 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1287, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1083) recommending that H.B. No. 1352, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1352, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the majority of the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1084) recommending that H.B. No. 1659, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1659, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the majority of the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1085) recommending that H.B. No. 1767, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1767, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1086) recommending that H.B. No. 260, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS OF RESOURCE VALUE LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1087) recommending that H.B. No. 402, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 402, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1088) recommending that H.B. No. 692, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 692, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1089) recommending that H.B. No. 1639, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development and Taxation.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1639, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Economic Development and Taxation.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1090) recommending that H.B. No. 718, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1091) recommending that H.B. No. 507, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 507, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BOATING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1092) recommending that H.B. No. 714, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 714, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2007.

ORDER OF THE DAY

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 1831, H.D. 1 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

Senator Inouye, Chair of the Committee on Intergovernmental and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 1950.

Senator Inouye noted:

“Madam President, we received a request to hear this measure, and it’s a joint referral of IGM and Water, Land and Hawaiian Affairs. This waiver is to ask that we schedule a hearing on Thursday, March 22nd, at 9:00 a.m.”

The Chair then granted the waiver.

Senator Taniguchi, Chair of the Committee on Commerce, Consumer Protection and Affordable Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. Nos. 1311 and 1518

Senator Taniguchi noted:

“We’d like to include these bills in our hearing tomorrow.”

The Chair then granted the waiver.

At 11:47 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o’clock a.m.

ADJOURNMENT

At 11:53 o’clock a.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Wednesday, March 21, 2007.

THIRTY-SIXTH DAY

Wednesday, March 21, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Joanne P. Nakashima, after which the Roll was called showing all Senators present with the exception of Senator Whalen who was excused.

The President announced that she had read and approved the Journal of the Thirty-Fifth Day.

Senator English introduced Eddie Pu in recognition of his dedication to perpetuating Hawaiian culture and traditions. Accompanying Mr. Pu was his wife Beverly.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:56 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 555 to 557) were read by the Clerk and were placed on file:

Gov. Msg. No. 555, dated March 9, 2007, transmitting a Report on Expenditures on Substance Abuse, Sex Offender, and Mental Health Treatment; and Job Development for Pretrial, Incarcerated, and Parolee Populations, prepared by the Department of Public Safety pursuant to Act 178, Section 63, SLH 2005.

Gov. Msg. No. 556, dated March 9, 2007, transmitting a Report on Gender Responsive Community Based Programs for Women, prepared by the Department of Public Safety pursuant to Act 258, Section 2, SLH 2006.

Gov. Msg. No. 557, dated March 13, 2007, transmitting a report prepared by the Department of Public Safety, pursuant to Act 100, Sections 6 and 7, SLH 1999, identifying their goals, objectives, and policies to provide a basis for determining priorities and allocating limited public funds and human resources.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 32, from the Department of Health, dated March 8, 2007, transmitting its Report on Indicators of Environmental Quality, was read by the Clerk and was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 471, returning S.B. No. 60, S.D. 1, which passed Third Reading in the House of Representatives on March 20, 2007, was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORTS

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1093) recommending that H.B. No. 375, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 375, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1094) recommending that H.B. No. 1159, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1159, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1095) recommending that H.B. No. 1608, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1608, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1096) recommending that H.B. No. 1757, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1757, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1097) recommending that H.B. No. 1609, H.D. 1, pass Second Reading and be referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1609, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1098) recommending that H.B. No. 1605, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1605, H.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO TRAFFIC CONTROL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Inouye, for the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1099) recommending that H.B. No. 1018, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1018, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIQUOR,” passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Nishihara and Inouye, for the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1100) recommending that H.B. No. 575, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 575, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1101) recommending that H.B. No. 379, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 379, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WITNESSES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1102) recommending that H.B. No. 453, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 453, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1103) recommending that H.B. No. 1211, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1211, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FAMILY COURT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1104) recommending that H.B. No. 1493, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1493, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1105) recommending that H.B. No. 14, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 14, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1106) recommending that H.B. No. 110, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 110, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1107) recommending that H.B. No. 1529, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1529, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1108) recommending that H.B. No. 356, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 356, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1109) recommending that H.B. No. 362, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 362, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENTS,” passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1110) recommending that H.B. No. 1547, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1547, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1111) recommending that H.B. No. 497, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 497, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1112) recommending that H.B. No. 806, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 806, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1113) recommending that H.B. No. 1549, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1549, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT INVESTIGATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1114) recommending that H.B. No. 428, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 428, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1115) recommending that H.B. No. 767, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 767, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1116) recommending that H.B. No. 1201, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1201, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1117) recommending that H.B. No. 1353, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1353, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

S.C.R. No. 123:

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.C.R. No. 123, entitled: "SENATE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," was adopted.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1118) recommending that H.B. No. 119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1119) recommending that H.B. No. 399, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 399, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1120) recommending that H.B. No. 337, H.D. 2,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 337, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1121) recommending that H.B. No. 401, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 401, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1122) recommending that H.B. No. 404, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 404, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1123) recommending that H.B. No. 1864, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1864, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY FOR COQUI FROG ERADICATION EFFORTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1124) recommending that the Senate advise and consent to the nominations to the Hawai'i Medical Education Council of the following:

JAMES E. HASTINGS MD, FACP, in accordance with Gov. Msg. No. 426; and

ARTHUR A. USHIJIMA, in accordance with Gov. Msg. No. 427.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1124 and Gov. Msg. Nos. 426 and 427 was deferred until Thursday, March 22, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1125) recommending that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

KEVIN MULLIGAN, in accordance with Gov. Msg. No. 437;

PENNYLYNN A. ONTAI, in accordance with Gov. Msg. No. 438; and

VICKY K. POLAND, in accordance with Gov. Msg. No. 439.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1125 and Gov. Msg. Nos. 437, 438 and 439 was deferred until Thursday, March 22, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1126) recommending that H.B. No. 1108, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1108, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1127) recommending that H.B. No. 1393 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1393, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1128) recommending that H.B. No. 1158 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1158, entitled: "A BILL FOR AN ACT RELATING TO ARSON," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1129) recommending that H.B. No. 1427 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1427, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 22, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1130) recommending that H.B. No. 158, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 158, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

HIGHWAY SAFETY,” passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1131) recommending that H.B. No. 1253, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1253, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE,” passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1132) recommending that H.B. No. 389, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 389, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTIONS,” passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1133) recommending that H.B. No. 1513, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1513, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTION OFFENSES,” passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1134) recommending that H.B. No. 1423, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1423, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES,” passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 338.

Senator Fukunaga noted:

“Madam President, this measure relating to economic development was requested by our House counterparts, and we would like to give them an opportunity to have this measure heard.”

The Chair then granted the waiver.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Senator Hooser, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 22, 2007.

THIRTY-SEVENTH DAY

Thursday, March 22, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Michael O. Silva, Palisades Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators Kim and Whalen who were excused.

The President announced that she had read and approved the Journal of the Thirty-Sixth Day.

Senator Sakamoto, in commemoration of the University of Hawai'i's 100th Anniversary, introduced President David McClain, Joyce Najita, Dr. Fujio Matsuda, Robert Fujimoto and Kenji Rasmussen.

Senator Hee introduced Natasha Kai and congratulated her on being the first Rainbow Wahine soccer player to receive All-American honors. Accompanying Natasha were her parents, Benny and Sharon Kai, and Team Captain Leslie Osborne.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 558 to 562) were read by the Clerk and were placed on file:

Gov. Msg. No. 558, dated March 20, 2007, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for February 2007, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 559, dated March 14, 2007, transmitting a Report on Expenditures from the Bond Protocol Account for FY 2006, prepared pursuant to Act 178, Section 145, SLH 2005.

Gov. Msg. No. 560, letter dated March 15, 2007, transmitting proposed changes to the General Appropriations Act for the Department of Agriculture, the Department of Commerce and Consumer Affairs, the Department of Defense, the Department of Health, and the Department of Land and Natural Resources.

Gov. Msg. No. 561, dated March 16, 2007, transmitting a Report for the 2nd Quarter of FY 2006-2007 on Position Vacancies of Over One Year, prepared by the Department of Human Services, pursuant to Act 178, Section 159, SLH 2005.

Gov. Msg. No. 562, letter dated March 20, 2007, transmitting proposed changes to the General Appropriations Act of 2007 for the Department of Accounting and General Services.

HOUSE COMMUNICATION

Hse. Com. No. 472, returning S.B. No. 921, S.D. 1, which passed Third Reading in the House of Representatives on March 21, 2007, in an amended form, was read by the Clerk and was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 921, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1135) recommending that H.B. No. 758, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 758, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1136) recommending that H.B. No. 1294 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1294, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1137) recommending that H.B. No. 1567 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1567, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1138) recommending that H.B. No. 1400 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1139) recommending that H.B. No. 1403, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1403, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1140) recommending that H.B. No. 1440, H.D. 3, pass Second Reading and be referred jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1440, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1141) recommending that H.B. No. 1564 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1564, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1142) recommending that H.B. No. 1565, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1565, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1143) recommending that H.B. No. 1566 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1566, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1144) recommending that H.B. No. 1568 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1568, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1145) recommending that H.B. No. 1569 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1569, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING

COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1146) recommending that H.B. No. 1570 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1570, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1147) recommending that H.B. No. 1572 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1572, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1148) recommending that H.B. No. 1573 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1573, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1149) recommending that H.B. No. 16, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 16, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1150) recommending that H.B. No. 136, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 136, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIDS RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1151) recommending that H.B. No. 1563 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1563, entitled: "A BILL FOR AN ACT MAKING

APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1152) recommending that H.B. No. 1291, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1291, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1153) recommending that H.B. No. 15, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 15, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1154) recommending that H.B. No. 24, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 24, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1155) recommending that H.B. No. 595, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 595, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1156) recommending that H.B. No. 777, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 777, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1157) recommending that H.B. No. 1530, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1530, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1158) recommending that H.B. No. 1278, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1278, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1159) recommending that H.B. No. 870, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 870, H.D. 1, S.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1160) recommending that H.B. No. 334, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 334, H.D. 1, S.D. 1, S.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," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1161) recommending that H.B. No. 1941, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1941, H.D. 1, S.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLING INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1162) recommending that H.B. No. 1943, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1943, H.D. 1, S.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public

Housing, presented a joint report (Stand. Com. Rep. No. 1163) recommending that H.B. No. 426, H.D. 2, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 426, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1164) recommending that H.B. No. 1120, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1120, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1165) recommending that H.B. No. 531, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 531, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1166) recommending that H.B. No. 1377 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1377, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1167) recommending that H.B. No. 1495, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1495, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PALLIATIVE CARE RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1168) recommending that H.B. No. 1764, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No.

1764, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1169) recommending that H.B. No. 1373, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1373, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1170) recommending that H.B. No. 211, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 211, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1171) recommending that H.B. No. 1371, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1371, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1172) recommending that H.B. No. 1370, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1370, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1173) recommending that H.B. No. 1372, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1372, H.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," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1174) recommending that H.B. No. 1368, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1368, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1175) recommending that H.B. No. 1785, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1785, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1176) recommending that H.B. No. 1907, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1907, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1177) recommending that H.B. No. 962, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1178) recommending that H.B. No. 600, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 600, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Hee, for the Committee on Transportation and International Affairs and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1179) recommending that H.B. No. 34, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English, Sakamoto and Menor, for the Committee on Transportation and International Affairs, the Committee on Education and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 1180) recommending that H.B. No. 869, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 869, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1181) recommending that H.B. No. 155, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 155, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1182) recommending that H.B. No. 357, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 357, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1183) recommending that H.B. No. 1092, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1092, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1184) recommending that H.B. No. 899, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 277, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 277, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1186) recommending that H.B. No. 1590, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1590, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1187) recommending that H.B. No. 1499, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1499, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1188) recommending that H.B. No. 1270, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1270, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1189) recommending that H.B. No. 1516, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1516, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS

AT AND THE RELOCATION OF HONOLULU MARINE, INC. TO KEEHI SMALL BOAT HARBOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1190) recommending that H.B. No. 1948, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1948, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1191) recommending that H.B. No. 1248, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1248, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1192) recommending that H.B. No. 931, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 931, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1193) recommending that H.B. No. 1104, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1104, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1194) recommending that H.B. No. 1204 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1204, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1195) recommending

that H.B. No. 1081 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1081, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1196) recommending that H.B. No. 1138 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1138, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1197) recommending that H.B. No. 657, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 657, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 23, 2007.

Senators Menor, Fukunaga and Kokubun, for the Committee on Energy and Environment, the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1198) recommending that H.B. No. 646, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 646, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1199) recommending that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

BELINDA A. ANDERSON, in accordance with Gov. Msg. No. 366;

PETER DEAN GONZALEZ, in accordance with Gov. Msg. No. 367;

DONNA DARLENE HANSEN, in accordance with Gov. Msg. No. 368;

RICHARD CHARLES JACKSON, in accordance with Gov. Msg. No. 369;

SANDRA JANE MIYOSHI, in accordance with Gov. Msg. No. 370;

JOY E. PATTERSON, in accordance with Gov. Msg. No. 371; and

G. NOELANI WILCOX, in accordance with Gov. Msg. No. 372.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1199 and Gov. Msg. Nos. 366, 367, 368, 369, 370, 371 and 372 was deferred until Friday, March 23, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1200) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

RONALD KATSUMI AWA, in accordance with Gov. Msg. No. 326;

PATRICIA MARILYN NIELSEN, in accordance with Gov. Msg. No. 327; and

MARK T. OBATAKE, in accordance with Gov. Msg. No. 328.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1200 and Gov. Msg. Nos. 326, 327 and 328 was deferred until Friday, March 23, 2007.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1201) recommending that the Senate advise and consent to the nomination of ROY W. REEBER PHD to the Hawai'i Paroling Authority, in accordance with Gov. Msg. No. 440.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1201 and Gov. Msg. No. 440 was deferred until Friday, March 23, 2007.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1202) recommending that the Senate advise and consent to the nomination of GORDON J. BRUCE to the Wireless Enhanced 911 Board, in accordance with Gov. Msg. No. 488.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1202 and Gov. Msg. No. 488 was deferred until Friday, March 23, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1203) recommending that the Senate advise and consent to the nomination of MICAH A. KANE as Chairperson of the Hawaiian Homes Commission, in accordance with Gov. Msg. No. 272.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1203 and Gov. Msg. No. 272 was deferred until Friday, March 23, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1124 (Gov. Msg. Nos. 426 and 427):

Senator Sakamoto moved that Stand. Com. Rep. No. 1124 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Hawai'i Medical Education Council of the following:

JAMES E. HASTINGS MD, FACP, term to expire June 30, 2011 (Gov. Msg. No. 426); and

ARTHUR A. USHIJIMA, term to expire June 30, 2011 (Gov. Msg. No. 427),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Kim, Whalen).

Stand. Com. Rep. No. 1125 (Gov. Msg. Nos. 437, 438 and 439):

Senator Sakamoto moved that Stand. Com. Rep. No. 1125 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

KEVIN MULLIGAN, term to expire June 30, 2011 (Gov. Msg. No. 437);

PENNYLYNN A. ONTAL, term to expire June 30, 2011 (Gov. Msg. No. 438); and

VICKY K. POLAND, term to expire June 30, 2011 (Gov. Msg. No. 439),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Kim, Whalen).

THIRD READING

H.B. No. 714, H.D. 2, S.D. 1:

On motion by Senator Kokubun, seconded by Senator English and carried, H.B. No. 714, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Whalen).

H.B. No. 1108, H.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1108, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Kim, Whalen).

H.B. No. 1393:

Senator Hee moved that H.B. No. 1393, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition and said:

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

"Colleagues, the hour is late; the crowd has left, but before we change law, public discussion that has not occurred in the Committee hearings is important. This bill seeks to eliminate home addresses from the public record as it relates to certain payroll records. Is this good? Is it bad? Have you thought about why it was part of the public domain previously?

"If you looked at when the Legislature passed the original legislation to open up the executive branch for public scrutiny, there was a process, and I happened to be in the executive branch when we went through this time-consuming process of looking at everything we had in the file and trying to decide whether disclosure to the public was in the public interest or whether we were disclosing private information. Every record we had, we carefully went through, and if we thought that a bit of data was personal and did not have a public purpose, we made an argument for keeping it confidential. The executive branch went through this process.

"Now, I'm not privy to know, in any other division other than the division I served in, how they concluded that in this particular record regarding payroll records that disclosure of home address was significant, but I am aware of what have occurred with public contracts and payroll records in other cities across the United States, which would make one wonder whether this was a similar consideration in Hawaii. If somebody is an employee, I think it's important that we know whether he lives in Wahiawa, Hilo, or Boston. If I were an employer in Colorado and I saw that some name I was familiar with – and we no longer have social security numbers so I can't check that – had a home address that I was familiar with, maybe there might be more public disclosure that how can somebody have two jobs paid by two different parties, and this is easier to determine if the home address is public.

"We do not have the institutional knowledge to know why 15 years ago, or so, this was considered part of the public record. Until we know why it was originally there, I don't think it's a good idea to unilaterally say no, the public interest will no longer be served by having this in the public domain.

"For that reason, I will vote against this bill. Thank you."

Senator Hee rose on the measure and said:

"Madam President, this measure is brought to protect the privacy . . ."

The Chair interjected:

"For what purpose do you rise?"

Senator Hee responded:

"To support the bill, Madam President.

"This measure is to protect the privacy of authorizing agencies to withhold from public disclosure individuals' home addresses because it was supported by the Office of Information Practices and is not generally required to be disclosed under the personal privacy exemption of Chapter 92F. This measure

extends to home addresses the same protection currently provided to individuals' social security numbers in payroll records, of public work contracts, and other government records concerning public hires and consultants.

"I urge my colleagues to vote 'yes.'"

Senator Ihara rose and said:

"Madam President, could I ask the Judiciary Chair a question on a point of information?"

The President then inquired:

"Senator Hee, will you accept the point of information?"

Senator Hee replied:

"No."

Senator Ihara then requested a recess.

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

Senator Ihara rose on the measure and said:

"Madam President, my question to myself or to the Senate, and I'll answer it, is would this bill, if passed, prohibit agencies from releasing the city and state of the employees? And the answer is no. So, that information is still available to the public.

"Thank you."

Senator Trimble rose in rebuttal and said:

"Madam President, I stand in brief rebuttal.

"Colleagues, and I think it was before the Chair of the Judiciary was in this elected Body, I think it was either four or five years ago . . . and again, we had some changes in the Office of Information Practices in terms of personnel and we had an individual that lived on the Big Island that delighted in the habit of sending faxes. And first, the Office of Information Practices wanted us to or sought to require each of us, if we received a fax from somebody that was not in our district that didn't relate to anything we did – in this particular case it was a memorandum of the Governor to the executive branch – the Office of Information Practices sought to convince us that that particular record, because we received it on a fax, that particular piece of paper should become part of our official record as a Senator. And later in the Session, after some thinking, they decided to introduce a bill that allowed them, or allowed us to request them to designate a particular individual as a vexatious requestor, and only one Senator, at that moment, stood up and on the Floor of the Senate opposed that bill. Fortunately, that bill did not become law.

"I do not doubt that the current people in the Office of Information Practices say or said what the Judiciary Chair said they did, but it does not relate to what I gave you as a description of the process that the executive branch went through over 15 years ago to decide what should be in the public domain and what should not. No one has answered that question. What we are trying to do is not prevent government from examining the public record. Honesty in this community is the responsibility of every citizen. That is the intent behind

having information public – not public for other government entities, but public for individuals.

"The Chair of the Judiciary Committee has not addressed that. We, as individuals, should have the right to examine records and if we see one individual that is receiving income for three or four different sources and lives at a single address, maybe that's important; maybe that should be public information and maybe the press ought to report it.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1393, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Bunda, Kim, Whalen).

H.B. No. 1158:

Senator Hee moved that H.B. No. 1158, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition and said:

"Madam President, I rise in opposition to H.B. No. 1158.

"Colleagues, the bill tries to do two things. One is it seeks to increase penalties. The other thing is that it seeks to change the commonly understood meaning of the word arson. The meaning that most of us grew up with is intentionally using fire to destroy property and/or life. The bill, as currently written, changes that definition to talk about fire that resulted in loss of property or life that occurred in a reckless manner.

"I would like each of you to reexamine your life, because I believe that common sense is experienced based and we acquire this common sense by doing things that perhaps in some occasion our parents, or our colleagues, or our friends, or our playmates consider as reckless. Fortunately, and almost all, well, in all of the cases where I grew up, this type of behavior perhaps did not result in unpleasant consequences to anyone other than myself.

"I would hate to see society change its nature to think in terms of criminality in terms of reckless behavior. We do not, as a basis of law, have recklessness in the first degree, second degree, or third. We look at what happens, usually not what it was intended, not whether it was careless, but what actually resulted. That should be the basis for our desire to punish people. And so, when we change, we morph the definition of the word arson to include behavior that may be reckless, I think it's wrong.

"Thank you, Madam President."

Senator Hee rose in favor of the measure and said:

"Madam President, I rise to speak in favor of the bill.

"It's real simple – this bill is because of people who throw a cigarette butt or kids who play under the kiawe tree and end up burning in excess of 10,000 acres. This bill amends it because the bill was flawed and it had 10,000 . . . I beg your pardon, 10,000 square feet. It didn't say 'or more,' so it had to be 10,000 square feet. It was an oversight on the Legislature last year.

“The Governor has asked us to consider, and we have considered the Governor’s request. The Governor has asked us to also consider that ‘recklessly’ be measured to the extent that it is an offense of arson in the fourth degree for any fires or causes property to be burned.

“It’s common sense. I urge my colleagues to exercise common sense. Thank you.”

The motion was put by the Chair and carried, H.B. No. 1158, entitled: “A BILL FOR AN ACT RELATING TO ARSON,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Bunda, Kim, Whalen).

H.B. No. 1427:

On motion by Senator English, seconded by Senator Inouye and carried, H.B. No. 1427, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Kim, Whalen).

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Thursday, March 8, 2007; Friday, March 9, 2007; Monday, March 12, 2007; Tuesday, March 13, 2007; and Wednesday, March 14, 2007:

Senate
Concurrent
Resolution

Referred to:

No. 48 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 49 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 50 Jointly to the Committee on Judiciary and Labor and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 51 Committee on Education

No. 52 Jointly to the Committee on Public Safety and the Committee on Education

No. 53 Committee on Energy and Environment

No. 54 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety

No. 63 Committee on Intergovernmental and Military Affairs

No. 64 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 65 Committee on Economic Development and Taxation

No. 66 Jointly to the Committee on Education and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 67 Committee on Education

No. 68 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

No. 69 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs

No. 70 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 71 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 72 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 73 Committee on Education

No. 74 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

No. 75 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 76 Committee on Education

No. 77 Jointly to the Committee on Education and the Committee on Human Services and Public Housing

No. 78 Committee on Education

No. 79 Committee on Education

No. 80 Jointly to the Committee on Human Services and Public Housing, the Committee on Health and the Committee on Intergovernmental and Military Affairs

No. 81 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 82 Committee on Intergovernmental and Military Affairs

No. 83 Committee on Judiciary and Labor

No. 84 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 85 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 86 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 87 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 88 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 89 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 90 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor

No. 91 Jointly to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs

No. 92 Jointly to the Committee on Education and the Committee on Human Services and Public Housing

No. 93 Jointly to the Committee on Health and the Committee on Public Safety

No. 94 Jointly to the Committee on Transportation and International Affairs and the Committee on Education

No. 95 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 96 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 97 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 98 Committee on Transportation and International Affairs, then to the Committee on Ways and Means

No. 99 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 100 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

No. 101 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 102 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 103 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 104 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor

No. 105 Committee on Health

No. 106 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs, the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment

No. 107 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 108 Committee on Intergovernmental and Military Affairs

No. 109 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 110 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Thursday, March 8, 2007; Friday, March 9, 2007; Monday, March 12, 2007; Tuesday, March 13, 2007; and Wednesday, March 14, 2007:

Senate Resolution	Referred to:
No. 26	Committee on Education
No. 27	Jointly to the Committee on Public Safety and the Committee on Education
No. 28	Committee on Energy and Environment
No. 29	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety
No. 38	Committee on Education, then to the Committee on Ways and Means
No. 39	Committee on Economic Development and Taxation
No. 40	Jointly to the Committee on Education and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means
No. 41	Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor
No. 42	Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs
No. 43	Committee on Education
No. 44	Jointly to the Committee on Education and the Committee on Human Services and Public Housing
No. 45	Committee on Education
No. 46	Committee on Education
No. 47	Jointly to the Committee on Human Services and Public Housing, the Committee on Health and the Committee on Intergovernmental and Military Affairs

No. 48 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, then to the Committee on Ways and Means

No. 49 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 50 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 51 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 52 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 53 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 54 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor

No. 55 Jointly to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs

No. 56 Jointly to the Committee on Education and the Committee on Human Services and Public Housing

No. 57 Jointly to the Committee on Health and the Committee on Public Safety

No. 58 Jointly to the Committee on Transportation and International Affairs and the Committee on Education

No. 59 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 60 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 61 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 62 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 63 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 64 Committee on Health

No. 65 Committee on Intergovernmental and Military Affairs

No. 66 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

No. 67 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill Referred to:

No. 639, H.D. 2 Committee on Energy and Environment

No. 835, H.D. 2 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means

No. 1063 Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

The President made the following announcement:

“Members, the deadline for filing Second Reading bills moving laterally to final Committee is 8:00 p.m. tonight.”

ADJOURNMENT

At 12:24 o'clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 23, 2007.

THIRTY-EIGHTH DAY

Friday, March 23, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Jay Amena, Ark of Safety Christian Ministry, after which the Roll was called showing all Senators present with the exception of Senator Whalen who was excused.

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

At this time, Senator Tokuda introduced and commended Tori Miyagi for his outstanding service to the community and for all of his accomplishments at such a young age.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o'clock a.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 473 and 474) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 473, transmitting S.C.R. No. 123, which was adopted by the House of Representatives on March 22, 2007, was placed on file.

Hse. Com. No. 474, returning S.B. No. 920, S.D. 1, which passed Third Reading in the House of Representatives on March 22, 2007, in an amended form, was placed on file.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 920, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1204) recommending that H.B. No. 429, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 429, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1205) recommending that H.B. No. 504 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 504, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1206) recommending that H.B. No. 581, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 581, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1207) recommending that H.B. No. 1014, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1014, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1208) recommending that H.B. No. 226, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 226, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1209) recommending that H.B. No. 1787, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1787, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1210) recommending that H.B. No. 1924, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1924, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ERADICATION AND CONTROL OF THE COQUI FROG," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1211) recommending that H.B. No. 10

pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 10, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1212) recommending that H.B. No. 528, H.D. 2, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 528, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1213) recommending that H.B. No. 56, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 56, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1214) recommending that H.B. No. 223, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 223, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige, Sakamoto and Taniguchi, for the Committee on Health, the Committee on Education and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 1215) recommending that H.B. No. 367, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 367, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1216) recommending that H.B. No. 1471, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1471, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Taniguchi, for the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 1217) recommending that H.B. No. 1095, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1095, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1218) recommending that H.B. No. 195, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 195, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Taniguchi, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 1219) recommending that H.B. No. 1283, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1283, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1220) recommending that H.B. No. 1525, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1525, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT TO WEST MAUI SOIL AND WATER CONSERVATION DISTRICT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1221) recommending that H.B. No. 652, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 652, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1222) recommending that H.B. No. 373, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 373, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCRAP DEALERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1223) recommending that H.B. No. 1306, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1306, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1224) recommending that H.B. No. 1328, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1328, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1225) recommending that H.B. No. 1336 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1336, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1226) recommending that H.B. No. 1004, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1004, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a

report (Stand. Com. Rep. No. 1227) recommending that H.B. No. 1005, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1005, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1228) recommending that H.B. No. 1323 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1323, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1229) recommending that H.B. No. 1322, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1322, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1230) recommending that H.B. No. 1334, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1334, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1231) recommending that H.B. No. 1338, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Fukunaga, for the Committee on Education and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1232) recommending that H.B. No. 598, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 598, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1233) recommending that H.B. No. 19, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 19, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1234) recommending that H.B. No. 1528, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1528, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1235) recommending that H.B. No. 1009, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1009, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and English, for the Committee on Energy and Environment and the Committee on Transportation and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1236) recommending that H.B. No. 772, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 772, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1237) recommending that H.B. No. 1065, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1065, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1238) recommending that H.B. No. 1063, as amended in S.D. 1,

pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Intergovernmental and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1239) recommending that H.B. No. 201, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 201, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE VETERANS' HOME," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Intergovernmental and Military Affairs and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1240) recommending that H.B. No. 1452, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1452, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1241) recommending that H.B. No. 1456, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1456, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senators Ige and Taniguchi, for the Committee on Health and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report (Stand. Com. Rep. No. 1242) recommending that H.B. No. 1359, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1359, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1243) recommending that H.B. No. 1479, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1479, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1244) recommending that H.B. No. 1721, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1721, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES PERSONNEL," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1245) recommending that H.B. No. 527, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 527, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1246) recommending that H.B. No. 964, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 964, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1247) recommending that H.B. No. 1260, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1260, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Ige and Sakamoto, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1248) recommending that H.B. No. 1477, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1477, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1249) recommending that H.B. No. 212,

H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 212, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1250) recommending that H.B. No. 843, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 843, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1251) recommending that H.B. No. 791, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 791, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1252) recommending that H.B. No. 1641, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1641, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1253) recommending that H.B. No. 1912, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1912, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIODIESEL PROJECTS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1254) recommending that H.B. No. 1345, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1345, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT

MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1255) recommending that H.B. No. 1133, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1133, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1256) recommending that H.B. No. 1614, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1614, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1257) recommending that H.B. No. 1231, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1231, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1258) recommending that H.B. No. 751, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 751, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1259) recommending that H.B. No. 1311, H.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1260) recommending that H.B. No. 1518, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1518, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1261) recommending that H.B. No. 275, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 275, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1262) recommending that H.B. No. 90, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 90, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1263) recommending that H.B. No. 667, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 667, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Taniguchi and Inouye, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1264) recommending that H.B. No. 1001, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1001, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1265) recommending that H.B. No. 1866, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1866, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1266) recommending that H.B. No. 1902, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1902, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Taniguchi and Kokubun, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1267) recommending that H.B. No. 1072, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1072, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Sakamoto, for the Committee on Energy and Environment and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1268) recommending that H.B. No. 1003, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1003, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1269) recommending that H.B. No. 1399, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1270) recommending that H.B. No. 1, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and Public Housing and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1271)

recommending that H.B. No. 1786, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1786, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1272) recommending that H.B. No. 1007 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SELF-SUFFICIENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1273) recommending that H.B. No. 928, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 928, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1274) recommending that H.B. No. 817, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 817, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1275) recommending that H.B. No. 320, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 320, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Taniguchi, for the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1276) recommending that H.B. No. 469, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 469, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1277) recommending that H.B. No. 1364, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1364, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1278) recommending that H.B. No. 1361, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1361, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1279) recommending that H.B. No. 1356, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1356, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1280) recommending that H.B. No. 1043, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1043, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1281) recommending that H.B. No. 1008, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1008, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1282) recommending that H.B. No. 833, H.D. 2, as

amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 833, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1283) recommending that H.B. No. 1830, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1830, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Taniguchi, for the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1284) recommending that H.B. No. 436, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 436, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1285) recommending that H.B. No. 807, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 807, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1286) recommending that H.B. No. 104, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 104, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1287) recommending that H.B. No. 1044, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1044, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1288) recommending that H.B. No. 825, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 825, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland, Taniguchi and Kokubun, for the Committee on Human Services and Public Housing, the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1289) recommending that H.B. No. 150, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 150, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Espero, for the Committee on Human Services and Public Housing and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1290) recommending that H.B. No. 457, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 457, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Kokubun, for the Committee on Intergovernmental and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1291) recommending that H.B. No. 1950, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1950, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1292) recommending that H.B. No. 1628, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1628, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT

LABELING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1293) recommending that H.B. No. 408, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Intergovernmental and Military Affairs.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 408, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Intergovernmental and Military Affairs.

Senators Kokubun and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1294) recommending that H.B. No. 1615, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1615, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A SHELLFISH AQUACULTURE INDUSTRY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1295) recommending that H.B. No. 1114, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1114, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1296) recommending that H.B. No. 1200, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1200, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1297) recommending that H.B. No. 1220, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 1220, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1298) recommending that H.B. No. 1222, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1222, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOANS FOR AGRICULTURAL AND AQUACULTURE PURPOSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1299) recommending that H.B. No. 1640, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1300) recommending that H.B. No. 1831, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1831, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAME MANAGEMENT AREAS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Kokubun, for the Committee on Tourism and Government Operations and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1301) recommending that H.B. No. 249, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 249, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1302) recommending that H.B. No. 1028, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1028, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WALKING TRAILS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1303) recommending that H.B. No. 1221, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1221, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1304) recommending that H.B. No. 1848, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1848, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1305) recommending that H.B. No. 1899, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1899, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Fukunaga, for the Committee on Education and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1306) recommending that H.B. No. 1268, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1268, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Sakamoto, for the Committee on Economic Development and Taxation and the Committee on Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1307) recommending that H.B. No. 1670, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1670, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Economic Development and Taxation and the Committee on Energy and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1308) recommending that H.B. No. 200, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees

was adopted and H.B. No. 200, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Nishihara, for the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 1309) recommending that H.B. No. 1719, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1719, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Kokubun, for the Committee on Economic Development and Taxation and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1310) recommending that H.B. No. 1923, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 1923, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee, Nishihara and Inouye, for the Committee on Judiciary and Labor, the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1311) recommending that H.B. No. 1561, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1561, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1312) recommending that H.B. No. 162, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 162, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1313) recommending that H.B. No. 859, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 859, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1314) recommending that H.B. No. 1292, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1292, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1315) recommending that H.B. No. 760, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 760, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1316) recommending that H.B. No. 1290, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1290, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1317) recommending that H.B. No. 1631, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1631, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1318) recommending that H.B. No. 310, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 310, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1319) recommending that H.B. No. 1799, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1799, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1320) recommending that H.B. No. 1735, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1735, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO COMMEMORATE THE CONTRIBUTIONS OF HAWAII'S RANCHING COMMUNITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1321) recommending that H.B. No. 1435, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1435, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1322) recommending that H.B. No. 338, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1323) recommending that H.B. No. 317, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 317, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1324) recommending that H.B. No. 312, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 312, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1325) recommending that H.B. No. 1083, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1083, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1326) recommending that H.B. No. 861, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 861, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1327) recommending that H.B. No. 989 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 989, entitled: "A BILL FOR AN ACT RELATING TO LEAVE SHARING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1328) recommending that H.B. No. 1746, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1746, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1329) recommending that H.B. No. 1500, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1500, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1330) recommending that H.B. No. 1212, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1212, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1331) recommending that H.B. No. 92, H.D. 1, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 92, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1332) recommending that H.B. No. 272, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 272, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senators Inouye, English and Fukunaga, for the Committee on Intergovernmental and Military Affairs, the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1333) recommending that H.B. No. 349, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the joint report of the Committees was adopted and H.B. No. 349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1334) recommending that H.B. No. 1756 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1756, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1335) recommending that H.B. No. 1672 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1672, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1336) recommending that H.B. No. 1226, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1226, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 27, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1337) recommending that the Senate advise and consent to the nomination of BARRY A. FUKUNAGA as Director of the Department of Transportation, in accordance with Gov. Msg. No. 279.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1337 and Gov. Msg. No. 279 was deferred until Tuesday, March 27, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1199 (Gov. Msg. Nos. 366, 367, 368, 369, 370, 371 and 372):

Senator Fukunaga moved that Stand. Com. Rep. No. 1199 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

BELINDA A. ANDERSON, term to expire June 30, 2008 (Gov. Msg. No. 366);

PETER DEAN GONZALEZ, term to expire June 30, 2011 (Gov. Msg. No. 367);

DONNA DARLENE HANSEN, term to expire June 30, 2008 (Gov. Msg. No. 368);

RICHARD CHARLES JACKSON, term to expire June 30, 2010 (Gov. Msg. No. 369);

SANDRA JANE MIYOSHI, term to expire June 30, 2011 (Gov. Msg. No. 370);

JOY E. PATTERSON, term to expire June 30, 2011 (Gov. Msg. No. 371); and

G. NOELANI WILCOX, term to expire June 30, 2008 (Gov. Msg. No. 372),

seconded by Senator Baker.

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

Ayes, 23. Noes, none. Excused, 2 (Ige, Whalen).

Stand. Com. Rep. No. 1200 (Gov. Msg. Nos. 326, 327 and 328):

Senator Fukunaga moved that Stand. Com. Rep. No. 1200 be received and placed on file, seconded by Senator Baker and carried.

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

RONALD KATSUMI AWA, term to expire June 30, 2011 (Gov. Msg. No. 326);

PATRICIA MARILYN NIELSEN, term to expire June 30, 2011 (Gov. Msg. No. 327); and

MARK T. OBATAKE, term to expire June 30, 2011 (Gov. Msg. No. 328),

seconded by Senator Baker.

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

Ayes, 23. Noes, none. Excused, 2 (Ige, Whalen).

Stand. Com. Rep. No. 1201 (Gov. Msg. No. 440):

Senator Espero moved that Stand. Com. Rep. No. 1201 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of ROY W. REEBER PHD to the Hawai'i Paroling Authority, term to expire June 30, 2011, seconded by Senator Nishihara.

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

Ayes, 23. Noes, none. Excused, 2 (Ige, Whalen).

Stand. Com. Rep. No. 1202 (Gov. Msg. No. 488):

Senator Espero moved that Stand. Com. Rep. No. 1202 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of GORDON J. BRUCE to the Wireless Enhanced 911 Board, term to expire June 30, 2011, seconded by Senator Nishihara.

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

Ayes, 23. Noes, none. Excused, 2 (Ige, Whalen).

Stand. Com. Rep. No. 1203 (Gov. Msg. No. 272):

Senator Kokubun moved that Stand. Com. Rep. No. 1203 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 MICAH A. KANE as Chairperson of the Hawaiian Homes Commission, term to expire December 31, 2010, seconded by Senator Tokuda.

Senator Kokubun rose in support of the nominee and said:

"Madam President, I rise in strong support to advise and consent to Gov. Msg. No. 272, confirming Micah A. Kane as Chairman of the Hawaiian Homes Commission for another four years.

"Madam President, let me start first by telling all of you about a story that I have about three individuals, actually, who were serving on the Hawaiian Homes Commission prior to Mr. Kane first assuming the Chairmanship of that Commission. These are kind of mentors and kupuna to me. Two are from the Big Island – one, Mr. Henry Cho from South Kona; the other is Mr. Herring Kalua from Keaukaha Panaewa. The other is Tommy Contrades from the Island of Kauai. They were all appointed by the previous Governor, Governor Cayetano, and are very strong Democrats. They told the story that when they first met Mr. Kane and met with him as commissioners, they expressed to him their strong hope that partisanship would not be included in his directorship for the department and the commission and that always the goal would be to further the people of Native Hawaiian ancestry and the beneficiaries of the trust.

"It was very, very pleasing for me to note that in our confirmation hearing Mr. Kane also mentioned those three individuals and informed the Committee that in fact they had had a strong influence on his decision making. Now, you have to understand that people like Henry Cho and Herring Kalua are kind of crusty, tough guys. They're the 'old school.' They're the kind of guys that when they greet you, they give the head nod and expect you to pay deference to them. All of their reports in serving on the commission and being off the commission, to me personally, has been exactly that – that Mr. Kane has not taken into account the partisanship issue, that he has really worked hard for the beneficiaries of the trust. So I wanted to just share that with all of you.

"Let me also tell you that I think one of the major issues that Mr. Kane has initiated in his job has been the concept of creating hope for the beneficiaries of the trust, and he has done that by creating a program, a new program called 'HOAP' but the acronym is H-O-A-P for Home Ownership Assistance Program. This program teaches financial practices to improve credit, reduce debt, and accumulate savings for the beneficiaries. The ultimate goal of HOAP is to empower beneficiaries to qualify and purchase or construct homes on Hawaiian Home Lands. Over the past two years, the Hawaiian Homes Commission has invested more than \$1.3 million into this program and is currently serving more than 1,700 beneficiary families through home ownership counseling and education.

"I think this really kind of epitomizes the creative ability of Mr. Kane in terms of putting together new programs to benefit the people of Native Hawaiian ancestry.

"Also, one of the major concerns that have been expressed previously was the responsiveness of the department and the commission to concerns raised by individual communities. I wanted to just share with you a quote from another good friend from the Big Island, Craig 'Bo' Kahui, who is President of the Kaniohale Community Association of the Villages of Lai'opua. Bo said in his comments at the confirmation hearing that 'Micah has a commitment to grassroots initiatives within communities, including a multipurpose community center that provides social, educational, recreational, cultural, medical, and dental services to the people of Lai'opua.'

"In my district, in the Second District, there is also a group in a homestead area called Maku'u and they have a farmers' association there and they have taken the initiative on their own to create a farmers' market that provides a venue for not only Native Hawaiians in that area, but others in the community to sell produce and other products, and that has become very successful. It's become so successful, in fact, that it was creating a traffic hazard on Highway 130, a state highway. They brought that to my attention and I worked both with

Micah as well as Ben Henderson on trying to resolve that issue, and through their perseverance in working with the Department of Transportation and working with the Legislature to get the appropriation approved, that we are now able to provide and address the concerns of the Maku'u farmers as well.

"In Mr. Kane's comments to us, he always emphasizes the fact that the strength of the department is with the staff and the beneficiaries, but he always emphasizes the aspect of teamwork. I know that he's always very, very complimentary to not only his current team but the work that previous administrators have done with the department. Let me just tell you what he had to say about the department's strengths: 'The strength of our department lies with our staff and beneficiaries. There is a synergy between our team at the Department of Hawaiian Home Lands and our beneficiary group – those on the land and those we are trying to get on the land. I do not believe this synergy existed at this high level at any time in the history of our trust. This is a very powerful asset to possess.' I think he certainly brings that ability to coalesce people to the table.

"Mr. Kane also has a willingness and the courage to place controversial issues on the table to address not only current concerns but future concerns as well. He's been very consistent in that approach, I think, and he's always solution-driven, and he's not just trying to satisfy constituencies but really to come up with solutions that address the broad needs of the community.

"Many of you know Tony Sang, Anthony Sang. He's the Chairman of the State Council of Hawaiian Homestead Associations. Mr. Sang had this to say in our confirmation hearing: 'Reassuring communities that there is a workable solution to addressing legal challenges to the very existence of the Hawaiian Homes Commission is a major asset of Micah Kane. Micah has been loyal in word and action on every island of the state and in Washington DC in defending and supporting the Hawaiian Homes Commission.'

"Randy Perreira, Deputy Executive Director for the HGEA had this to say about the different initiatives that Micah has put forward: 'Micah has the ability to take an entrepreneurial approach to developing existing parcels as well as to work with other landowners to leverage favorable considerations for the lands under his management and has greatly improved the effectiveness of the agency.'

"This idea about the ability of the commission and the trust to exist into the future is something that I know we're all very aware of. Micah had this to say in his confirmation hearing and he characterizes this as, I guess, a weakness, but not necessarily a weakness of the department but the fact that the department must always defend itself in terms of its right to exist: 'We spend much of our time defending the trust from legal challenges. It is the reason we have supported and lobbied for the passage of the Akaka Bill. We will continue to seek passage of this important measure that will help keep the Hawaiian Homes Trust healthy for the benefit of Native Hawaiians in the State of Hawai'i.' I thought this was also very telling about Micah's foresight.

"I asked him to talk about his vision and what he ultimately wanted to see the commission do and where the department should be in the future. As you all know, we're trying to focus on our sustainability effort ourselves and what does that mean 50 years from today. I'm not sure if this is the 50-year timeframe, but let me just tell you what he mentioned to us in his written remarks. He said, 'Ultimately, I envision a department that is so successful that we will succeed in working ourselves out of a job – there will not be a need for the Department of Hawaiian Home Lands, our Native people, as

defined in the Hawaiian Homes Commission Act of 1920, will have been fully realized.' I think that's quite a statement in terms of our future and his goal for the future.

"Let me just end, colleagues, by reading you what I think is a very telling statement about Micah Kane and these are in his own words again. He did an excellent job, by the way, in terms of responding to our questions leading up to his confirmation hearing. I'll end with this quote, 'It has been an honor serving the State of Hawai'i and the beneficiaries of the Hawaiian Homes Commission. Being given the opportunity to play a part in Prince Jonah Kuhio Kalaniana'ole's dream has been an experience of a lifetime. I have been given the opportunity to work for good people and with good people and there is not a day that I wake up not looking forward to the challenges ahead.'

"Colleagues, for these reasons, I ask for your support in confirming Micah Kane as the Chairman of the Hawaiian Homes Commission. Thank you, Madam President."

Senator Baker rose to support the nominee as follows:

"Madam President, I, too, rise in strong support of this nominee.

"One of the things that has been demonstrated concerns this nominee's innovation and concern for getting people on the land. For housing, his passion has to do with finding a solution to bring the Villages of Leiali'i out of the ashes and use the infrastructure that was just rotting on the land after we had spent almost \$40 million for it. Securing the land to Hawaiian Home Lands, the Governor EOD the land over to DHHL, then Director Kane made sure that it was a good project. It's a quality project, and I know that the residents in Maui who will have an opportunity to live in those beautiful lots in Kaanapali owe a great debt of gratitude to Mr. Kane. That project was just stalled and nothing was happening with it, until Mr. Kane took charge.

"I want to applaud his leadership and his vision and we look forward to other projects that will come forward as a result of the leadership after we confirm him for another four years.

"Thank you, Madam President."

Senator Slom rose in support of the nomination and said:

"Madam President, as a member of the Water, Land Committee and a member of the Minority, I, too, rise in strong support of Micah Kane's reconfirmation.

"Those of us that know Micah Kane and have always respected him knew that there was never a question that partisanship would enter into his administration. We also knew that he is results oriented and that when he sets a goal and when he says he's going to do something, he does it. And so, we can have all the words that we want to, but the simple answer is that Micah Kane has performed and he's produced and we can measure the results of his actions.

"And as the previous speakers have indicated, he has put the people on the land. He has provided them with opportunities. And while we've talked about the difficulties and the challenges in the past, he probably has more difficulties and more challenges but he's overcome them. And despite those difficulties, he has given us a record of accomplishment and he's so passionate about what he's doing. He's the best friend that Native Hawaiians have in this state, but he's also the best friend that all citizens and taxpayers have in this state, because he's able to look at issues and judge them on their merit, not on any partisanship or political basis.

“He has a work ethic unequalled. He never asks anyone in his department to do anything that he himself is not willing to do or capable of doing. He has set lofty goals. He’s accomplished them but he looks forward to even greater accomplishments in the next four years. It was true, as the Chairman of the Committee has said, there was an overwhelming outpouring of support for this man and there was a genuine warmth and appreciation in the room from many disparate individuals as to what he’s accomplished.

“And yes, there are still many challenges ahead; and yes, there are disagreements on some things. I know that I have had a disagreement with Mr. Kane on the issue of the Akaka Bill legislation, for example, but he has always been fair-minded, open, and a gentleman. We happen to share the same position as it relates to Hawaiian Home Lands and Kamehameha Schools and the sanctity of wills and so we’re able to work together.

“I think that he is the best that we can offer to solve the many challenges and problems that we have because we don’t lose sight of what the real goal and objective is – and that is to allow people more autonomy for themselves and to allow them free choice and decision-making on their own lands.

“It is a pleasure to heartily support Micah Kane. Thank you, Madam President.”

Senator Gabbard rose in support of the nominee and said:

“Madam President, I rise in strong support of the reconfirmation of Mr. Kane.

“Madam President, as you know, a couple of months ago we were out at Kapolei for the dedication, the blessing of the Department of Hawaiian Home Lands’ new offices which will be coming up. I live in Kalaheo and I’ll be a neighbor to the offices out there. At the dedication, as you remember, it started raining and we all kind of looked at each other and said, ‘Oh, what a wonderful blessing.’ Well, the blessing started turning into more of a windy, sideways kind of blessing, and I got a chance to talk to a couple who have been waiting for a home. They’d been on the list for many, many years, and with tears in their eyes they’re going to be having a home there out in Kaupea. It was just an amazing situation, the gratitude and the appreciation they had for the work that this man is doing for Hawaiians.

“So, I would urge my colleagues to vote in favor. Thank you.”

Senator Hemmings rose to speak in favor of the nomination as follows:

“Madam President, I rise to speak in favor of the nominee.

“Madam President and colleagues, I’d like to enter into the record a point that has not been made this morning. I’m quite pleased with the words of the Chairman of the Water, Land, Agriculture, and Hawaiian Affairs Committee. He chose to focus on the politics of this process in recognizing that this Chairman of Hawaiian Home Lands has served his constituency void of politics. And I would suggest to the Chairman and to all of us that in his recognition of that, he’s indeed the Chairman of the Committee, recognized why this is such a wonderful day for us, because he has set a standard to confirm the Chair, or reconfirm him, based on what the individual has done and what he has done as a keiki o ka aina for the beneficiaries of this trust. And that standard is a standard this Senate should be very proud of and it should be an example for us in future

considerations in this very important process of advice and consent. I think it’s a proud standard that we can all recognize.

“In speaking to the qualifications to the nominee, I’d also like to enter into the record a point that needs to be underscored that this Chairman, like some of the others, has done an absolutely wonderful job in reaching beyond the shores of these beautiful islands for resources that could benefit the people of Hawai’i – in this case, our Hawaiian culture and race. He’s worked closely with federal authorities – Dirk Kempthorne, Department of the Interior – and others at the national level to bring new resources to the State of Hawai’i. He’s worked closely with the private sector with building industry people and others in very innovative ways to develop resources for the beneficiaries. He’s brought the Hawaiian community together and given them hope for a better future for themselves where they can control their destiny.

“For all of these reasons, I’m very pleased to add our support of this nominee. I might add, Madam President and colleagues, that we stand up to make these endorsements because it’s important, I think, for the nominee and for the people of Hawai’i to recognize that we can collectively work together for the common good and that decisions aren’t made strictly on political labels or who they know but what they know. This is one of those days that we can be proud not only of the nominee but of ourselves in the process by which we reached these conclusions today.

“So, I’m very proud to add our support for this nominee in advice and consent.”

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

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

At this time, Senator Kokubun introduced Mr. Kane and his family to the members of the Senate.

At 12:11 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:18 o’clock p.m.

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 16, 2007

H.B. No. 853, H.D. 2:

Senator Hee moved that H.B. No. 853, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Sakamoto rose in opposition to the measure and said:

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

“Public works projects are very important. Wage and hour on documentation is very important. Many of the contractors and contractor associations have testified in opposition to this matter. And at least in simple reading, a payroll clerk could error in a person’s classification or pay rate and perhaps that worker worked in a given week on three different jobs that could result, perhaps, in a contractor not being allowed to bid on or perform state work for several years. I feel if it’s an inadvertent mistake or easily rectified one, the punishment shouldn’t be that severe.

“So, I would ask my colleagues to vote in opposition to this measure. Thank you very much.”

Senator Slom rose in opposition to the measure as follows:

“Madam President, I, too, rise in opposition to H.B. No. 853.

“I echo many of the statements made by the previous speaker but would just like to add also that the present law allows for the Department of Labor with the mandatory and progressive penalty process to actually solve and eliminate any problems. We’re talking about problems right now that may have been inadvertent. They are not a result of state of mind that has decided to violate the law and we’re talking about a situation where there is no differentiation between a minor offense or minor infraction versus something that is very serious. But the main thing is that the present law, the present conduct of the contractor is under scrutiny and the Department of Labor has full opportunities to do this.

“As the previous speaker mentioned, this may diminish the ability of contractors to willingly apply for state projects and this would result in hardship to not only the state, but to the state taxpayers because it would diminish competition and the number of people actually bidding on projects.

“We’ve seen this legislation before. We have not in the last year heard of any serious infractions or any reasons why this legislation is necessary or why the Department of Labor and Industrial Relations cannot under the present law take care of the situation.

“So, in the interest of a fair and equitable business climate, I would urge my colleagues to vote ‘no’ on this bill as well. Thank you.”

Senator Ihara rose and said:

“Madam President, could you note my support of this bill with reservations.”

The Chair so ordered.

Senators Nishihara, Baker, Fukunaga, Inouye, Gabbard and Bunda requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 853, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Ayes with Reservations, 7 (Baker, Bunda, Fukunaga, Ihara, Inouye, Nishihara, Gabbard). Noes, 8 (Chun Oakland, Espero, Hemmings, Ige, Menor, Sakamoto, Slom, Trimble). Excused, 1 (Whalen).

H.B. No. 25, H.D. 1, S.D. 1:

Senator Sakamoto moved that H.B. No. 25, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Hemmings rose to speak against the measure as follows:

“Madam President, I rise to speak against H.B. No. 25, H.D. 1, S.D. 1.

“Colleagues, I wish I were standing in favor of reciprocity here but as so often happens in our profession, this bill appears to be a triumph of appearances over substance. This is not a new issue and it appears that the Hawai‘i Teacher Standards Board for years has implemented a methodology that has created a teacher shortage in Hawai‘i. No doubt about that because we’ve been talking about it for many years. It’s important for us to ask what their motives are, because in declining teachers from being able to come here through genuine reciprocity to teach, they’re often turning around or turning back to the other 49 states teachers who have taught in jurisdictions that are generally and excessively outperforming our public education system here.

“So it begs the question, if they’re qualified to teach in all these other states and jurisdictions that by every measure are doing a better job of educating their young people, why aren’t they qualified here?

“This legislation was designed to be addressing that issue by establishing reciprocity. But I’d like to read from the committee report why it doesn’t, because accordingly, your committee has amended this measure by, one, requiring the Hawai‘i Teacher Standards Board to adopt policies for the issuance of licenses to teachers with out-of-state licenses who have passed similar testing requirements to those required in Hawai‘i, provided that upon adoption, administrative rules for that purpose would supersede the statutory requirement. So basically, this bill is a classic in what we’ve often referred to as Trojan horse legislation, similar to ‘no child left behind’ or ‘reinventing education.’ It’s not what it appears to be.

“If we really want to have good teachers come to Hawai‘i and teach here, especially teachers coming from jurisdictions with performances much better than Hawai‘i’s in the realm of educating our kids, let’s just give them reciprocity. This bill does not, and I would suggest that you should vote ‘no’ against it and come up with legislation that is going to allow good teachers to come to Hawai‘i and teach in our state.

“Thank you, Madam President.”

Senator Sakamoto rose in support of the measure and said:

“Madam President, I would like to rise in support of the measure.

“For clarification, if we talk about reciprocity, that means that if California accepts ours and we accept theirs and everything being equal, that’s reciprocity. That is a component of the standards board to work to reciprocity and if indeed there are states that have that working together and they accept each other, that’s fine. That is not the main part of the bill.

“The bill started off saying that certain states – California, Colorado, Michigan, etc. – would be automatically given . . . the teachers with licenses in those states without reciprocity would be licensed here. Myself and others on the Committee for several years have been pressing the Teacher Standards Board to stop forcing other teachers to take our test, stop forcing teachers – many of them with 18, 30 years of experience who don’t have a license in Hawai‘i – to start at the bottom, take the Praxis.

“I believe this measure does address not having to be higher than Hawai‘i or equal to Hawai‘i but to have similar tests. And at least from the standards board, my understanding is those states that we were going to name, as well as many other states, have similar rigor in the test, but we’re not asking them to be better than or higher than Hawai‘i. At least in my understanding, this will accomplish the goal that we’re both

addressing which is how to allow more teachers from out-of-state with licenses, and not 'Mickey Mouse' licenses but with valid high standard licenses, to enter Hawai'i.

"So I hope as we look at the issue, we're on the same page. We want teachers with valid licenses to be able to teach here. Thank you."

The motion was put by the Chair and carried, H.B. No. 25, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Whalen).

H.B. No. 613:

On motion by Senator Inouye, seconded by Senator Tsutsui and carried, H.B. No. 613, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

H.B. No. 158, S.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, H.B. No. 158, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1253, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1253, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 389, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 389, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1513, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1513, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1423, S.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, H.B. No. 1423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1204:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1204, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1081:

Senator Hee moved that H.B. No. 1081, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition and said:

"Madam President, I rise in opposition to H.B. No. 1081.

"The purpose of this bill, allegedly, is to provide a voice for workers in wage disputes. But in fact, workers – and we're talking about unionized, organized workers – they already have a voice. This would have more interference from the government in setting up a legislative joint management union committee. But it would interfere with it and instead of reducing the possibility of lawsuits and allowing for the amicable settling of any disputes within the Department of Labor, it would actually encourage both additional lawsuits and probably bring in the national Labor Relations Board.

"It is a bill that is seeking a problem that in fact does not exist. Thank you."

The motion was put by the Chair and carried, H.B. No. 1081, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Whalen).

H.B. No. 1138:

On motion by Senator Inouye, seconded by Senator English and carried, H.B. No. 1138, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 657, H.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, H.B. No. 657, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, March 14, 2007:

Senate
Concurrent
Resolution

Referred to:

No. 111 Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor

No. 112 Committee on Education

No. 113 Jointly to the Committee on Health and the Committee on Education

No. 114 Jointly to the Committee on Energy and Environment, the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 115 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 116 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 117 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 118 Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation

No. 119 Committee on Judiciary and Labor, then to the Committee on Ways and Means

No. 120 Committee on Ways and Means

No. 121 Jointly to the Committee on Health and the Committee on Transportation and International Affairs

No. 122 Jointly to the Committee on Human Services and Public Housing and the Committee on Health

No. 124 Jointly to the Committee on Tourism and Government Operations and the Committee on Transportation and International Affairs

No. 125 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs

No. 126 Jointly to the Committee on Health and the Committee on Transportation and International Affairs

No. 127 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 128 Committee on Ways and Means

No. 129 Committee on Ways and Means

No. 130 Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs

No. 131 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs

No. 132 Committee on Intergovernmental and Military Affairs

No. 133 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education

No. 134 Jointly to the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 135 Committee on Education

No. 136 Jointly to the Committee on Human Services and Public Housing, the Committee on Education and the Committee on Economic Development and Taxation

No. 137 Committee on Education

No. 138 Committee on Transportation and International Affairs

No. 139 Committee on Education

No. 140 Committee on Education

No. 141 Committee on Education

No. 142 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 143 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 144 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 145 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 146 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

No. 147 Committee on Human Services and Public Housing, then to the Committee on Ways and Means

No. 148 Committee on Commerce, Consumer Protection and Affordable Housing

No. 149 Jointly to the Committee on Transportation and International Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing

No. 150 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 151 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 152 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

SENATE JOURNAL - 38th DAY

530

No. 153	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 174	Committee on Tourism and Government Operations, then to the Committee on Education
No. 154	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means	No. 175	Committee on Judiciary and Labor
No. 155	Committee on Transportation and International Affairs	No. 176	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
No. 156	Jointly to the Committee on Transportation and International Affairs, the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs	No. 177	Committee on Education, then to the Committee on Ways and Means
No. 157	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs, the Committee on Transportation and International Affairs and the Committee on Education	No. 178	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 158	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Labor	No. 179	Committee on Education
No. 159	Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 180	Jointly to the Committee on Education and the Committee on Economic Development and Taxation
No. 160	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means	No. 181	Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs
No. 161	Committee on Intergovernmental and Military Affairs	No. 182	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety
No. 162	Jointly to the Committee on Energy and Environment and the Committee on Intergovernmental and Military Affairs	No. 183	Committee on Education
No. 163	Committee on Intergovernmental and Military Affairs	No. 184	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
No. 164	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation	No. 185	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs
No. 165	Committee on Intergovernmental and Military Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 186	Jointly to the Committee on Education and the Committee on Human Services and Public Housing
No. 166	Committee on Education	No. 187	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 167	Committee on Transportation and International Affairs	No. 188	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 168	Committee on Education	No. 189	Committee on Tourism and Government Operations, then to the Committee on Ways and Means
No. 169	Committee on Education	No. 190	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing
No. 170	Committee on Health	No. 191	Jointly to the Committee on Judiciary and Labor and the Committee on Transportation and International Affairs
No. 171	Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment	No. 192	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 172	Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment	No. 193	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
No. 173	Committee on Education	No. 194	Jointly to the Committee on Education and the Committee on Energy and Environment
		No. 195	Committee on Health

No. 196	Committee on Human Services and Public Housing	No. 218	Jointly to the Committee on Health and the Committee on Human Services and Public Housing
No. 197	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs	No. 219	Jointly to the Committee on Health and the Committee on Human Services and Public Housing
No. 198	Jointly to the Committee on Health and the Committee on Human Services and Public Housing	No. 220	Committee on Human Services and Public Housing
No. 199	Jointly to the Committee on Education, the Committee on Health and the Committee on Human Services and Public Housing	No. 221	Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor
No. 200	Committee on Transportation and International Affairs	No. 222	Committee on Education
No. 201	Committee on Transportation and International Affairs	No. 223	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 202	Committee on Health	No. 224	Committee on Education, then to the Committee on Transportation and International Affairs
No. 203	Jointly to the Committee on Health and the Committee on Economic Development and Taxation	No. 225	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor
No. 204	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs	REFERRAL OF SENATE RESOLUTIONS	
No. 205	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs	The President made the following committee assignments of resolutions that were offered on Wednesday, March 14, 2007:	
No. 206	Committee on Water, Land, Agriculture and Hawaiian Affairs	Senate Resolution	Referred to:
No. 207	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 68	Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor
No. 208	Jointly to the Committee on Health and the Committee on Education	No. 69	Committee on Education
No. 209	Committee on Health, then to the Committee on Ways and Means	No. 70	Jointly to the Committee on Health and the Committee on Education
No. 210	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health	No. 71	Jointly to the Committee on Energy and Environment, the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
No. 211	Committee on Health, then to the Committee on Ways and Means	No. 72	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 212	Committee on Health	No. 73	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 213	Committee on Human Services and Public Housing, then to the Committee on Health	No. 74	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation
No. 214	Jointly to the Committee on Health, the Committee on Human Services and Public Housing and the Committee on Public Safety	No. 75	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 215	Jointly to the Committee on Judiciary and Labor and the Committee on Human Services and Public Housing	No. 76	Committee on Ways and Means
No. 216	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs	No. 77	Jointly to the Committee on Health and the Committee on Transportation and International Affairs
No. 217	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs	No. 78	Jointly to the Committee on Human Services and Public Housing and the Committee on Health
		No. 79	Jointly to the Committee on Tourism and Government Operations and the Committee on Transportation and International Affairs

- No. 80 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
- No. 81 Jointly to the Committee on Health and the Committee on Transportation and International Affairs
- No. 82 Committee on Education, then to the Committee on Ways and Means
- No. 83 Committee on Education
- No. 84 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 85 Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs
- No. 86 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs
- No. 87 Jointly to the Committee on Tourism and Government Operations and the Committee on Intergovernmental and Military Affairs
- No. 88 Committee on Intergovernmental and Military Affairs
- No. 89 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education
- No. 90 Committee on Education
- No. 91 Jointly to the Committee on Human Services and Public Housing, the Committee on Education and the Committee on Economic Development and Taxation
- No. 92 Committee on Transportation and International Affairs
- No. 93 Committee on Education
- No. 94 Committee on Education
- No. 95 Committee on Education
- No. 96 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 97 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 98 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 99 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
- No. 100 Committee on Human Services and Public Housing, then to the Committee on Ways and Means
- No. 101 Committee on Commerce, Consumer Protection and Affordable Housing
- No. 102 Jointly to the Committee on Transportation and International Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing
- No. 103 Committee on Water, Land, Agriculture and Hawaiian Affairs
- No. 104 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs
- No. 105 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 106 Committee on Judiciary and Labor, then to the Committee on Ways and Means
- No. 107 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
- No. 108 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs, the Committee on Transportation and International Affairs and the Committee on Education
- No. 109 Committee on Intergovernmental and Military Affairs
- No. 110 Committee on Health
- No. 111 Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment
- No. 112 Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment
- No. 113 Committee on Education
- No. 114 Committee on Judiciary and Labor
- No. 115 Committee on Education
- No. 116 Jointly to the Committee on Education and the Committee on Economic Development and Taxation
- No. 117 Jointly to the Committee on Judiciary and Labor and the Committee on Intergovernmental and Military Affairs
- No. 118 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety
- No. 119 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs
- No. 120 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation and International Affairs
- No. 121 Committee on Tourism and Government Operations, then to the Committee on Ways and Means
- No. 122 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 123 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 124 Jointly to the Committee on Education and the Committee on Energy and Environment

No. 125 Committee on Human Services and Public Housing

No. 126 Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs

No. 127 Jointly to the Committee on Health and the Committee on Human Services and Public Housing

No. 128 Jointly to the Committee on Education, the Committee on Health and the Committee on Human Services and Public Housing

No. 129 Committee on Health

No. 130 Jointly to the Committee on Health and the Committee on Economic Development and Taxation

No. 131 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

No. 132 Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs

No. 133 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 134 Jointly to the Committee on Health and the Committee on Education

No. 135 Committee on Health, then to the Committee on Ways and Means

No. 136 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health

No. 137 Committee on Human Services and Public Housing, then to the Committee on Health

No. 138 Jointly to the Committee on Health, the Committee on Human Services and Public Housing and the Committee on Public Safety

No. 139 Jointly to the Committee on Judiciary and Labor and the Committee on Human Services and Public Housing

No. 140 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

No. 141 Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs

No. 142 Jointly to the Committee on Health and the Committee on Human Services and Public Housing

No. 143 Jointly to the Committee on Health and the Committee on Human Services and Public Housing

No. 144 Committee on Human Services and Public Housing

No. 145 Committee on Education

No. 146 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 147 Committee on Education, then to the Committee on Transportation and International Affairs

No. 148 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Judiciary and Labor

RE-REFERRAL OF A SENATE RESOLUTION

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

Senate Resolution Referred to:

No. 40 Jointly to the Committee on Education and the Committee on Ways and Means

STANDING COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Gabbard and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that House bills be referred to committees of last referral. In consequence thereof, and subsequent to its recessing at 12:32 o'clock p.m., the Senate took the following actions on the following bills and standing committee reports:

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1338) recommending that H.B. No. 252, H.D. 1, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the majority of the Committee was adopted and H.B. No. 252, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAXES FOR SPECULATIVE SALES," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1339) recommending that H.B. No. 902, H.D. 2, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 902, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1340) recommending that H.B. No. 1289, H.D. 2, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1289, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1341) recommending that H.B. No. 1639, H.D. 2, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1639, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1342) recommending that H.B. No. 506, H.D. 1, S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 506, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1343) recommending that H.B. No. 149, H.D. 2, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 149, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1344) recommending that H.B. No. 1096, H.D. 1, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1096, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1345) recommending that H.B. No. 1277, H.D. 2, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted and H.B. No. 1277, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," was referred to the Committee on Ways and Means.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 27, 2007.

THIRTY-NINTH DAY

Tuesday, March 27, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Lorraine R. Inouye, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Whalen who was excused.

The President announced that she had read and approved the Journal of the Thirty-Eighth Day.

In commemoration of the 100th Anniversary of the University of Hawai'i, the following coaches and athletes of the University of Hawaii Athletics Program were introduced:

Senator Sakamoto introduced the Head Coach for the University of Hawaii Men's Basketball Team, Riley Wallace, who was represented by his wife Joan; Assistant Coach Bob Nash; and competitive divers Magnus Frick and Mats Wiktorsson.

Senator Taniguchi introduced University of Hawaii Warrior Football Team Head Coach June Jones and quarterback Colt Brennan.

Senator Tokuda introduced Associate Athletics Director, Senior Woman Administrator, Marilyn Moniz-Kahoohanohano and competitive diver Megan Farrow.

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 475 and 476) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 475, returning S.B. No. 1260, S.D. 2, which passed Third Reading in the House of Representatives on March 23, 2007, was placed on file.

Hse. Com. No. 476, returning S.B. No. 56, S.D. 1, which passed Third Reading in the House of Representatives on March 23, 2007, in an amended form, was placed on file.

On motion by Senator Hooser, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 56, S.D. 1, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1346) recommending that the Senate advise and consent to the nomination of JOELLE SEGAWA KANE to the Board of Directors of the Research Corporation of the University of Hawai'i, in accordance with Gov. Msg. No. 463.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1346 and Gov. Msg. No. 463 was deferred until Thursday, March 29, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1347) recommending that the Senate advise and consent to the nomination of CAROL E. SEIELSTAD to the Hawai'i Teacher Standards Board, in accordance with Gov. Msg. No. 498.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1347 and Gov. Msg. No. 498 was deferred until Thursday, March 29, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1348) recommending that S.R. No. 21 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1348 and S.R. No. 21, entitled: "SENATE RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES' FEE INCREASE," was deferred until Thursday, March 29, 2007.

Senators Inouye and Ige, for the Committee on Intergovernmental and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1349) recommending that S.R. No. 34 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1349 and S.R. No. 34, entitled: "SENATE RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS," was deferred until Thursday, March 29, 2007.

Senators Inouye and Ige, for the Committee on Intergovernmental and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1350) recommending that S.C.R. No. 58 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1350 and S.C.R. No. 58, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS," was deferred until Thursday, March 29, 2007.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1351) recommending that S.R. No. 12 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1351 and S.R. No. 12, entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN'S RIGHT OF WAY IN CROSSWALK LAW," was deferred until Thursday, March 29, 2007.

Senators English and Inouye, for the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report

(Stand. Com. Rep. No. 1352) recommending that S.C.R. No. 30 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1352 and S.C.R. No. 30, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN'S RIGHT OF WAY IN CROSSWALK LAW," was deferred until Thursday, March 29, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1337 (Gov. Msg. No. 279):

Senator English moved that Stand. Com. Rep. No. 1337 be received and placed on file, seconded by Senator Inouye and carried.

Senator English then moved that the Senate advise and consent to the nomination of BARRY A. FUKUNAGA as Director of the Department of Transportation, term to expire December 6, 2010, seconded by Senator Inouye.

Senator English rose in support of the nominee and said:

"Madam President, members of the Senate, I'd like to ask for your support in confirming Mr. Fukunaga as the Director of Transportation.

"Since the beginning of this year, I've gotten to know Mr. Fukunaga quite well and he's been very responsive to the inquiries by myself and by members of the Legislature, very forthcoming with information, and very enthusiastic about his future role as director.

"I'd like to quote from his committee report because I think this sums up the feelings of the people. And by the way, we had 50 testifiers and no opposition. 'Mr. Fukunaga's guiding vision as Director of Transportation is to recognize a sense of urgency in the way the DOT does its work; to be open and communicative to the public concerning DOT projects; to deliver DOT projects sooner and to do them well; to strive for excellence in the work of the DOT; and to give professional support to DOT employees. Your Committee believes that the nominee's vast experience in all aspects of transportation; his managerial experience and education; unanimous support from testifiers; ready responses to legislators' inquiries; and provision of complete information to the Legislature qualifies him to be the Director of Transportation.'

"Members, I ask for your support, as I feel that he will be a great asset to the people of Hawaii. Thank you."

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

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

At this time, Senator English introduced Mr. Fukunaga and his family to the members of the Senate.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:06 o'clock p.m.

THIRD READING

H.B. No. 1248, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1248, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 931, H.D. 1, S.D. 1:

Senator English moved that H.B. No. 931, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Trimble rose in opposition to the measure and said:

"Madam President, I rise in opposition to H.B. No. 931.

"Colleagues, thank you for the opportunity to speak against essentially the same bill twice. Last time I rose I said that three-wheeled mopeds are too wide for the bicycle lanes that they are expected to ride in. We can expect that the people that will be driving them are in many cases people that do not have driver's licenses, and the roads that they will be driving on are already congested.

"We have just confirmed the new director of DOT and at the hearings it was DOT that stood in opposition to this law change. I think we should consider the consequences of the new laws that we make. If this bill is enacted into law, then what we will be doing is making it easier for people to use three-wheeled mopeds on the streets of Honolulu and the City and County of Honolulu. To the extent that this becomes more and more popular and that there is that increase in the number and usage of vehicles in our state and in the county, then we will see congestion increase by that segment of our society that knows the least about driving – those that are young and those that are visitors to our islands.

"This is a safety issue. I hope that you consider it when you cast your vote. Thank you."

Senator English rose in support of the measure as follows:

"Madam President, I rise in support of the measure.

"Madam President, it appears that the previous speaker failed to read the current version of the bill that's before us because it's agreed upon by both the Department of Transportation and the proponents of this measure. It also restricts the mopeds to roadways with speed limits of 35 miles per hour or less.

"The language was well crafted by the Department of Transportation after they sat down and worked it out with the proponents. So now they have the full support of the DOT.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 931, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Whalen).

H.B. No. 1104, H.D. 1, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, H.B. No. 1104, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 272, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 272, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 349, S.D. 1:

On motion by Senator Inouye, seconded by Senator English and carried, H.B. No. 349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1756:

On motion by Senator Inouye, seconded by Senator Tsutsui and carried, H.B. No. 1756, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1672:

Senator Baker moved that H.B. No. 1672, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure as follows:

"Madam President, I rise in opposition to H.B. No. 1672. Again I get to speak against essentially the same bill.

"This provides for setting the salaries of certain positions in legislative services agencies to that in the executive branch. I feel that it is inappropriate on one hand to set legislative salaries of services agencies attached to us to that of the executive branch.

"Second, I want to note that it does represent a cost increase that will automatically go into effect over time without us considering whether that salary increase is merited by the facts.

"Thank you."

Senator Baker rose to speak in support and said:

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

"Madam President, colleagues, the best benchmark that we have to peg salaries of our staff that do comparable work is the executive branch or to look at the counties. The executive branch is the most closely related to the kind of work that some

of our service agency deputies, heads, and others undertake. If we want to continue to have capable and competent employees and attract individuals when some of our service agency personnel retire, we need to have competitive salaries.

"I believe this is an appropriate measure and I urge all my colleagues to support it. Thank you."

The motion was put by the Chair and carried, H.B. No. 1672, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Whalen).

H.B. No. 1226, H.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1226, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 863, H.D. 1	Committee on Judiciary and Labor
No. 1034	Jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means
No. 1171, H.D. 1	Committee on Ways and Means

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

Senate Concurrent Resolution	Referred to:
No. 86	Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 101	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment
No. 153	Committee on Judiciary and Labor
No. 174	Jointly to the Committee on Tourism and Government Operations and the Committee on Education
No. 193	Committee on Water, Land, Agriculture and Hawaiian Affairs

**RE-REFERRAL OF
SENATE RESOLUTIONS**

The Chair re-referred the following Senate resolutions that were offered:

Senate

Resolution

Referred to:

No. 50 Jointly to the Committee on Economic Development and Taxation and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means

No. 61 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment

No. 123 Committee on Water, Land, Agriculture and Hawaiian Affairs

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 62.

Senator Fukunaga noted:

“Madam President, the purpose of the waiver is to allow us to add this resolution to Thursday’s agenda. We were not able to obtain a draft of the proposal until this morning.”

The Chair then granted the waiver.

ADJOURNMENT

At 12:15 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Thursday, March 29, 2007.

FORTIETH DAY

Thursday, March 29, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor John Vaughn, Kalihi Baptist Church, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Thirty-Ninth Day.

Senator Chun Oakland, with the assistance of Senators Fukunaga, Ige, Kim, Sakamoto and Tokuda, introduced the 2007 Narcissus Queen Jessica Lau and her court: First Princess Sibyl Wong; Second Princess Adrienne Au, who was not able to attend; Third Princess Jennifer Lam; and Fourth Princess Julia Chen. Accompanying the young women was Chinese Chamber of Commerce of Hawaii President Alvin Wong.

Senator Sakamoto, with the assistance of Senators Hee and Menor, introduced the following outstanding educators and congratulated them on their accomplishments: Dr. Teri Ushijima, recipient of the Milken Family Foundation National Educator Award; Robert Stevens, the 2007 Hawai'i State High School Principal of the Year; Myron Brumaghim, the 2006 Elementary School Principal of the Year; Phyllis Nakama-Kawamoto, winner of the U.S. Department of Education's "American Star of Teaching" Award; and Natalie Rodrigues, winner of the National Milken Educators of Hawai'i Teacher of Promise Award.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 563 to 672) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 563, dated March 19, 2007, transmitting a Report on the Status of All Lump Sum Capital Improvement Projects for FY 2006-2007 Appropriated Funds Under General Administration (PSD 900), prepared by the Department of Public Safety pursuant to Act 160, Section 93.2, SLH 2006, was placed on file.

Gov. Msg. No. 564, dated March 23, 2007, transmitting a Report on Nursing Services Contracts for Correctional Facilities, prepared by the Department of Public Safety, pursuant to Act 160, Section 63.1, SLH 2006, was placed on file.

Gov. Msg. No. 565, informing the Senate that on March 27, 2007, she signed into law House Bill No. 21 as Act 3, entitled: "RELATING TO SCHOOLS," was placed on file.

Gov. Msg. No. 566, advising the Senate of the withdrawal of the nomination of JO-ANN H. AHUNA to the Board of Directors of the Hawai'i Health Systems Corporation, under Gov. Msg. No. 475, dated February 28, 2007, was placed on file.

In compliance with Gov. Msg. No. 566, the nomination listed under Gov. Msg. No. 475 was returned.

Gov. Msg. No. 567, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ROMY M. CACHOLA, term to expire June 30, 2010, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 568, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ANITA MAE K. NAONE, term to expire June 30, 2009, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 569, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of DOREEN LILLY GRIFFITH, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 570, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of MICHAEL HOWDEN, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 571, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of STANTON K. ENOMOTO, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 572, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of SANDRA AU FONG, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 573, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOE D. CORDOVA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 574, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ROSELANI MANUWAI-ROWE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 575, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of MARTIN HO'OLU BENTO, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 576, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of STEPHEN BRADY, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 577, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BART S. HUBER, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 578, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of JONAH-KUHIO KALANIANA'OLE KA'AUWAI, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 579, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of DARIN H. KAWAZOE, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 580, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BARBARA-ANN KELLER, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 581, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of PAULA T. MORELLI PHD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 582, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of TAMAH-LANI S.K. NOH, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 583, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of JODY SHIROMA PERREIRA, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 584, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BYRON NAOYUKI YOSHINO, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 585, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of GAIL ANN CHEW, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 586, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of BERTHA F.K. LEONG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 587, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of JAMES HENRY-EDWARD IRELAND MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 588, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MARY L. MARASOVICH, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 589, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MILES T. NAKATSU, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 590, submitting for consideration and confirmation to the Emergency Medical Services Advisory

Committee, the nomination of THINH TIEN NGUYEN MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 591, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of PATRICK JAMES HART, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 592, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of RICHARD Y. MITSUMORI, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 593, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of PAUL H. MURRAY LPLS, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 594, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of ROBERTO B. YUMOL AIA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 595, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BARRETT KEOKI AWAI, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 596, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BERNARD P. CARVALHO JR., term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 597, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 598, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 599, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MARIKA RIPKE PHD, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 600, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of SYLVIA H.L. YUEN PHD, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 601, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of GAE BERGQUIST-TROMMALD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 602, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of GAE BERGQUIST-TROMMALD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 603, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CLAYTON D.K. CHONG, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 604, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CLAYTON D.K. CHONG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 605, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of KEITH ALAN LEE, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 606, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of KEITH ALAN LEE, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 607, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of BONNIE LEE S. L. PANG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 608, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of KRISTI SCHULENBERG, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 609, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of MARK JOSEPH SCRIBNER, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 610, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of ALLAN LOS BANOS JR., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 611, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LILLIAN GONZALES BROWN, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 612, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of BRIAN KESSLER, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 613, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of SANDRA K. MEEHAN, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 614, submitting for consideration and confirmation to the Statewide Council on Independent Living,

the nomination of MARC ANTOINE MORTIMER, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 615, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nomination of CRAIG A. NEFF, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 616, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of ELAINE NICKIE HINES, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 617, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of JENNIFER L. VIERNES, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 618, submitting for consideration and confirmation to the Land Use Commission, the nomination of HOWARD H. HAMAMOTO, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 619, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of CARL J. BERG JR., term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 620, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of JOAN E. CANFIELD, term to expire June 30, 2008, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 621, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of CHARLES H. FLETCHER III, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 622, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of HERBERT MONTEGUE RICHARDS JR., term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 623, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of ROBERT J. SHALLENBERGER, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 624, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of JASON YUAKA SUMIYE, term to expire June 30, 2008, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 625, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of WESLEY KAIWI NUI YOON, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 626, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of KAREN GS YOUNG, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 627, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of DENNIS M. CROWLEY MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 628, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, the nomination of PATRICIA ELLEN N. RICHARDS, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 629, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of KURT KIYOSHI NAGATA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 630, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of KURA MOANA MARIE AKAU, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 631, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of ELLEN ALISSA HEID, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 632, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of THOMAS J. MCCORMACK, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 633, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of SYLVIA L. STONE, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 634, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of STEVEN M. SHIRAKI, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 635, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of AMY C.L.C. TSARK, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 636, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of STEVEN L. ARCE, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 637, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of KATHY M. HANCOCK, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 638, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board,

the nomination of STANLEY TOSHIYA MASAMITSU, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 639, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of DONALD K. TOUCHI, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 640, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of WERNER UMBHAU, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 641, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of KENNETH L. TAYLOR, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 642, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of FLORDELINE B. VILA, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 643, submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, the nomination of JASON C.K. IKAIKA HAUANIO, term to expire June 30, 2010, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 644, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of NEIL S. MACNAUGHTON RN, PHD, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 645, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of KEVIN K. LUI OD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 646, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of HENRY LYMAN MAKINI, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 647, submitting for consideration and confirmation to the Pest Control Board, the nomination of ALVIN F. FUKUYAMA, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 648, submitting for consideration and confirmation to the Pest Control Board, the nomination of ROBERT H. KOIDE, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 649, submitting for consideration and confirmation to the Pest Control Board, the nomination of RONALD S. WEINBERG, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 650, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of PATRICK LEE ADAMS, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 651, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of STANLEY M. CHOW, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 652, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of ROBERT KISSENBERGER MSPT, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 653, submitting for consideration and confirmation to the Board of Registration of the Islands of Kaua'i and Ni'ihau, the nomination of PAULA A. ZINA, term to expire June 30, 2008, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 654, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of PINA S. LEMUSU, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 655, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of PINA S. LEMUSU, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 656, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of DONALD THOMSON, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 657, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of THANH-LO SANANIKONE, term to expire June 30, 2008, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 658, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), the nomination of JOSE RICARDO DA SILVA DIOGO, term to expire June 30, 2009, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 659, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, the nomination of STEPHEN K. YAMASHIRO, term to expire June 30, 2010, was referred to the Committee on Tourism and Government Operations.

Gov. Msg. No. 660, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of ELWOOD ICHIRO KITA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 661, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of REBECCA H. RHOADES D.V.M., term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 662, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of DANA P. RIDDLE, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 663, submitting for consideration and confirmation to the Board of Certification of Personnel in Wastewater Treatment Plants, the nomination of BERT S. UYENO, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 664, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of WENDY M.F. LOH, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 665, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of ANNA M. MAYEDA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 666, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BARRETT KEOKI AWAI, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 667, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 668, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 669, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of KEITH ALAN LEE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 670, advising the Senate of the withdrawal of the nomination of KENNETH L. TAYLOR to the Motor Vehicle Repair Industry Board, under Gov. Msg. No. 641, dated March 27, 2007, was placed on file.

In compliance with Gov. Msg. No. 670, the nomination listed under Gov. Msg. No. 641 was returned.

Gov. Msg. No. 671, advising the Senate of the withdrawal of the nomination of MARK E. RECKTENWALD as Director of the Department of Commerce and Consumer Affairs, under Gov. Msg. No. 270, dated February 2, 2007, was placed on file.

In compliance with Gov. Msg. No. 671, the nomination listed under Gov. Msg. No. 270 was returned.

Gov. Msg. No. 672, submitting for consideration and confirmation as Director of the Department of Commerce and Consumer Affairs, the nomination of LAWRENCE M. REIFURTH, term to expire December 6, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 33, from the State Auditor, dated March 27, 2007, transmitting the Hawaii School Impact Fee Working Group Report, prepared by Duncan Associates and Group 70 International, Inc., was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 477 to 480) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 477, informing the Senate that the House disagreed to the amendments proposed by the Senate to H.B. No. 714, H.D. 2, was placed on file.

Hse. Com. No. 478, informing the Senate that the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 25, H.D. 1 (S.D. 1);
H.B. No. 158 (S.D. 1);
H.B. No. 389, H.D. 1 (S.D. 1);
H.B. No. 1253, H.D. 1 (S.D. 1);
H.B. No. 1423 (S.D. 1); and
H.B. No. 1513, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 479, returning S.B. No. 14, S.D. 1, which passed Third Reading in the House of Representatives on March 27, 2007, in an amended form, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 14, S.D. 1, and S.B. No. 14, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was placed on the calendar for Final Reading on Friday, March 30, 2007.

Hse. Com. No. 480, transmitting H.C.R. No. 83, which was adopted by the House of Representatives on March 27, 2007, was placed on file.

By unanimous consent, 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 referred to the Committee on Education.

STANDING COMMITTEE REPORTS

Senators Espero and Chun Oakland, for the Committee on Public Safety and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1353) recommending that H.B. No. 1358, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1353 and H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred until Monday, April 2, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1354) recommending that the Senate advise and

consent to the nomination of SANDRA LEE KUNIMOTO as Chairperson of the Board of Agriculture, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1354 and Gov. Msg. No. 266 was deferred until Friday, March 30, 2007.

ORDER OF THE DAY**ADVISE AND CONSENT**

Stand. Com. Rep. No. 1346 (Gov. Msg. No. 463):

Senator Sakamoto moved that Stand. Com. Rep. No. 1346 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 JOELLE SEGAWA KANE to the Board of Directors of the Research Corporation of the University of Hawai'i, 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, 24. Noes, none. Excused, 1 (Bunda).

Stand. Com. Rep. No. 1347 (Gov. Msg. No. 498):

Senator Sakamoto moved that Stand. Com. Rep. No. 1347 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 CAROL E. SEIELSTAD to the Hawai'i Teacher Standards Board, 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, 24. Noes, none. Excused, 1 (Bunda).

ADOPTION OF RESOLUTIONS**MATTERS DEFERRED FROM TUESDAY, MARCH 27, 2007**

Stand. Com. Rep. No. 1348 (S.R. No. 21):

Senator Ige moved that Stand. Com. Rep. No. 1348 and S.R. No. 21 be adopted, seconded by Senator Whalen.

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

"Madam President, I rise to speak in favor of S.R. No. 21.

"I think it's very important for this Body to note what Congress and the Executive Branch have done in failing the legal immigrants of this nation. This resolution addresses that through implication, but it also underscores the problem.

"This resolution condemns the federal government through the citizen and immigration services for increasing fees on legal immigrants. It is an incredible hypocrisy on the part of our national government to reward the law breakers who are sneaking into this country and punish the law-abiding citizens and law-abiding immigrants who are trying to come into this

country legally by increasing their fees. This is especially true in Hawaii where there is a very long backlog of immigrants trying to legally come into this country while the southern borders of the United States of America, especially along the Mexican border, are hemorrhaging illegal immigrants, many of whom could threaten the security of this nation and also the health and welfare regarding all the benefits they are automatically entitled to.

“So what kind of country are we that we keep legal immigrants off our citizenship rosters but extend all the benefits to all the illegals coming in? This is especially disastrous for the legal immigrants who are trying to come from the Philippines to join their families here in Hawaii.

“So I urge my colleagues to not only vote in favor of this resolution, but also to be acutely aware of the larger problem we face in this nation with illegal immigrants.

“Thank you, Madam President.”

Senator Inouye requested remarks on S.R. No. 21 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“I rise in support of S.R. No. 21, condemning the U.S. citizenship and immigration services fee increase. I did so because I believe that the fee increase from \$400 to \$675 will place a significant financial burden on immigrants who are legally going through the process of naturalization. I think it sends the wrong message to those applying for citizenship – that yes, there is a legal way to gain citizenship, but you will have to pay. Many may not be able to pay – limiting their options.

“I urge my colleagues to vote in favor of this measure.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 21, entitled: “SENATE RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES’ FEE INCREASE,” was adopted.

Stand. Com. Rep. No. 1349 (S.R. No. 34):

Senator Ige moved that Stand. Com. Rep. No. 1349 and S.R. No. 34 be adopted, seconded by Senator Whalen.

Senator Inouye requested remarks on S.R. No. 34 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“Colleagues, I rise in support of S.R. No. 34, which urges the Civil Defense Division of the State Department of Defense to designate a lead staff to address the needs of individuals with disabilities and special health needs. The IGM and Health committees received considerable support for this measure. In the event of a natural or man-made disaster, our state needs to be prepared to service our residents and visitors, many of whom have special needs. Their needs are best understood and addressed by someone who is designated to this task.

“I urge my colleagues to vote in support of this measure.”

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.R. No. 34, entitled: “SENATE RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS,” was adopted.

Stand. Com. Rep. No. 1350 (S.C.R. No. 58):

Senator Ige moved that Stand. Com. Rep. No. 1350 and S.C.R. No. 58 be adopted, seconded by Senator Whalen.

Senator Inouye requested remarks on S.C.R. No. 58 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“Colleagues, I rise in support of S.C.R. No. 58, which urges the Civil Defense Division of the State Department of Defense to designate a lead staff to address the needs of individuals with disabilities and special health needs. The IGM and Health committees received considerable support for this measure. In the event of a natural or man-made disaster, our state needs to be prepared to service our residents and visitors, many of whom have special needs. Their needs are best understood and addressed by someone who is designated to this task.

“I urge my colleagues to vote in support of this measure.”

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.C.R. No. 58, entitled: “SENATE CONCURRENT RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS,” was adopted.

Stand. Com. Rep. No. 1351 (S.R. No. 12):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 12, entitled: “SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN’S RIGHT OF WAY IN CROSSWALK LAW,” was adopted.

Stand. Com. Rep. No. 1352 (S.C.R. No. 30):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 30, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN’S RIGHT OF WAY IN CROSSWALK LAW,” was adopted.

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 1379, H.D. 1	Committee on Ways and Means
No. 1818, H.D. 2	Committee on Judiciary and Labor

**RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

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

Senate
Concurrent
Resolution Referred to:

No. 154 Jointly to the Committee on
Intergovernmental and Military Affairs and the Committee on
Transportation and International Affairs

Senator Kokubun rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege.

“I wanted to acknowledge the freshman, but intimidating, Senator from the Windward side who has done a great job in putting together our Foodbank effort this year. Senator Tokuda has encouraged all of us to participate as best we can. Today, through her initiation and guidance, we actually were able to pull together the farmers as well as doing a farmers’ market as a benefit for the Foodbank. So I appreciate her initiative in moving us in that direction.

“She is such an intimidator. My understanding is that she has challenged the House to a number of competitions with respect to the Foodbank. They have declined them all. (Laughter.) So, I think that speaks very highly of her. She will continue her efforts in that regard and heaven help us with all the other efforts that she’s going to put here before all of our colleagues.

“Really, on behalf of all of us, Senator Tokuda, thank you very much for your efforts.”

ADJOURNMENT

At 12:10 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, March 30, 2007.

FORTY-FIRST DAY

Friday, March 30, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Ramsay Taum, Sustain Hawai'i, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Fortieth Day.

Senator Sakamoto, with the assistance of Senators Chun Oakland, Ihara, Menor, Gabbard, Hee, Kokubun, Baker and Hooser, congratulated and introduced the following principals of the 2007 Hawaii Blue Ribbon Schools: Denise Arai, Moanalua Elementary School; Sandra Ishihara-Shibata, Kawananako Middle School; and Bonnie Tabor, Waikiki Elementary School. Also introduced and commended were the following recipients of the 2007 Teacher of the Year Awards: Jami Muranaka, Kaimuki High School; Lizabeth Horii, Mililani 'Ike Elementary School; Naidah Gamurot, Kapolei High School, who was not able to attend; Brett Kewish, Kahuku High and Intermediate School; Janice Nakagawa, Waiakeawa Elementary School; Judy Locke, Kihei Elementary School; and Allison Carveiro, Kekaha Elementary School.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 673 to 680) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 673, advising the Senate of the withdrawal of the nomination of BYRON WILBUR BENDER to the Board of Regents of the University of Hawai'i, under Gov. Msg. No. 535, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 673, the nomination listed under Gov. Msg. No. 535 was returned.

Gov. Msg. No. 674, advising the Senate of the withdrawal of the nomination of MICHAEL ALEJANDRE DAHLIG to the Board of Regents of the University of Hawai'i, under Gov. Msg. No. 536, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 674, the nomination listed under Gov. Msg. No. 536 was returned.

Gov. Msg. No. 675, advising the Senate of the withdrawal of the nomination of MARLENE MARIE HAPAI PHD to the Board of Regents of the University of Hawai'i, under Gov. Msg. No. 537, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 675, the nomination listed under Gov. Msg. No. 537 was returned.

Gov. Msg. No. 676, advising the Senate of the withdrawal of the nomination of CATHERINE Y. LAGARETA to the Board of Regents of the University of Hawai'i, under Gov. Msg. No. 538, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 676, the nomination listed under Gov. Msg. No. 538 was returned.

Gov. Msg. No. 677, advising the Senate of the withdrawal of the nomination of JANE BARROWS TATIBOUET to the Board of Regents of the University of Hawai'i, under Gov. Msg. No. 539, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 677, the nomination listed under Gov. Msg. No. 539 was returned.

Gov. Msg. No. 678, informing the Senate that on March 29, 2007, she signed into law Senate Bill No. 1260 as Act 4, entitled: "RELATING TO A GRANT TO KAHUKU HOSPITAL," was placed on file.

Gov. Msg. No. 679, dated March 30, 2007, transmitting the Department of Human Resources Development Annual Report on Goals and Objectives, pursuant to Act 100, Section 7, SLH 1999, was placed on file.

Gov. Msg. No. 680, dated March 27, 2007, transmitting a Report on the Use of the Provision to Fill a Federal Funded Civil Service Position, prepared by the Department of Agriculture pursuant to Act 160, Section 167, SLH 2006, was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 481 to 485) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 481, returning S.B. No. 1006, S.D. 1, which passed Third Reading in the House of Representatives on March 29, 2007, was placed on file.

Hse. Com. No. 482, transmitting H.C.R. No. 55, which was adopted by the House of Representatives on March 29, 2007, was placed on file.

By unanimous consent, H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was referred to the Committee on Education.

Hse. Com. No. 483, transmitting H.C.R. No. 85, which was adopted by the House of Representatives on March 29, 2007, was placed on file.

By unanimous consent, H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO PASS THE PROPOSED EMPLOYEE FREE CHOICE ACT," was referred to the Committee on Judiciary and Labor.

Hse. Com. No. 484, transmitting H.C.R. No. 133, which was adopted by the House of Representatives on March 29, 2007, was placed on file.

By unanimous consent, H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE

LEGISLATURE,” was referred to the Committee on Human Services and Public Housing.

Hse. Com. No. 485, transmitting H.C.R. No. 140, H.D. 1, which was adopted by the House of Representatives on March 29, 2007, was placed on file.

By unanimous consent, H.C.R. No. 140, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO COLLECT DATA AND REPORT STATISTICS RELATED TO CASES OF ABUSE OF VULNERABLE ADULTS,” was referred to the Committee on Human Services and Public Housing.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1355) recommending that H.B. No. 17, H.D. 1, as amended in S.D. 1, 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. 17, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was placed on the calendar for Third Reading on Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1356) recommending that H.B. No. 987, H.D. 1, as amended in S.D. 1, 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. 987, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO POLICE OFFICERS,” passed Second Reading and was placed on the calendar for Third Reading on Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1357) recommending that H.B. No. 1153, as amended in S.D. 1, 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. 1153, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES,” passed Second Reading and was placed on the calendar for Third Reading on Monday, April 2, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1358) recommending that S.C.R. No. 24 as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 24, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION AUTHORIZING THE GRANT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, FOR DIVE SITE FOR COMMERCIAL SUBMARINE TOURS,” was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand.

Com. Rep. No. 1359) recommending that S.C.R. No. 176 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 176, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF AGRICULTURE’S OPERATION OF THE MOLOKAI IRRIGATION SYSTEM,” was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1360) recommending that the Senate advise and consent to the nomination of JOHN H. DELONG to the Board of Directors of the Natural Energy Laboratory of Hawai‘i Authority, in accordance with Gov. Msg. No. 435.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1360 and Gov. Msg. No. 435 was deferred until Monday, April 2, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1361) recommending that the Senate advise and consent to the nominations to the Hawai‘i Historic Places Review Board of the following:

NAOMI CLARKE LOSCH, in accordance with Gov. Msg. No. 474; and

JOYCE NAOMI CHINEN PHD, in accordance with Gov. Msg. No. 520.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1361 and Gov. Msg. Nos. 474 and 520 was deferred until Monday, April 2, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1362) recommending that the Senate advise and consent to the nominations of the following:

EMMET WHITE to the Health Planning Council, Honolulu Subarea, in accordance with Gov. Msg. No. 343;

GLENN SOICHI IZAWA to the Health Planning Council, Tri-Isle Subarea, in accordance with Gov. Msg. No. 344;

ELAINE JULIA SLAVINSKY to the Health Planning Council, Tri-Isle Subarea, in accordance with Gov. Msg. No. 345; and

THOMAS O. BROWN to the Health Planning Council, Hawai‘i County Subarea, in accordance with Gov. Msg. No. 417.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1362 and Gov. Msg. Nos. 343, 344, 345 and 417 was deferred until Monday, April 2, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1363) recommending that the Senate advise and consent to the nominations of the following:

ANDREW DAVID BISSET to the Mental Health and Substance Abuse, Hawai‘i Service Area Board, in accordance with Gov. Msg. No. 361;

JANA HERKES to the Mental Health and Substance Abuse, Kaua'i Service Area Board, in accordance with Gov. Msg. No. 362;

MARY ANN MORISHIGE to the Mental Health and Substance Abuse, Kaua'i Service Area Board, in accordance with Gov. Msg. No. 363;

VIRGINIA RUTH SHAW to the Mental Health and Substance Abuse, Maui Service Area Board, in accordance with Gov. Msg. No. 364; and

PHIL E. KAY to the Mental Health and Substance Abuse, Maui Service Area Board, in accordance with Gov. Msg. No. 365.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1363 and Gov. Msg. Nos. 361, 362, 363, 364 and 365 was deferred until Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1364) recommending that the Senate advise and consent to the nominations to the Defender Council of the following:

JULIE KAI BARRETO, in accordance with Gov. Msg. No. 315;

MICHELLE L. DREWYER, in accordance with Gov. Msg. No. 316; and

MICHAEL KAIPOLEIMANU SOONG, in accordance with Gov. Msg. No. 462.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1364 and Gov. Msg. Nos. 315, 316 and 462 was deferred until Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1365) recommending that the Senate advise and consent to the nomination of JAMES BURTON NICHOLSON to the Hawai'i Labor Relations Board, in accordance with Gov. Msg. No. 424.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1365 and Gov. Msg. No. 424 was deferred until Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1366) recommending that the Senate advise and consent to the nomination of KEN HIDESHI TAKAYAMA to the Commission to Promote Uniform Legislation, in accordance with Gov. Msg. No. 495.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1366 and Gov. Msg. No. 495 was deferred until Monday, April 2, 2007.

Senators Fukunaga and Baker, for the Committee on Economic Development and Taxation and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1367) recommending that the Senate advise and consent to the nomination of KURT K. KAWAFUCHI as Director of the Department of Taxation, in accordance with Gov. Msg. No. 278.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1367 and Gov. Msg. No. 278 was deferred until Monday, April 2, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1368) recommending that H.B. No. 1157 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. 1157, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 2, 2007.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1369) recommending that the Senate advise and consent to the nomination of LISA ANN ASCHENBRENNER DUNN to the Crime Victim Compensation Commission, in accordance with Gov. Msg. No. 314.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1369 and Gov. Msg. No. 314 was deferred until Monday, April 2, 2007.

Senator Espero, for the majority of the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1370) recommending that the Senate not advise and consent to the nomination of IWALANI D. WHITE as Director of the Department of Public Safety, in accordance with Gov. Msg. No. 277.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1370 and Gov. Msg. No. 277 was deferred until Monday, April 2, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1354 (Gov. Msg. No. 266):

Senator Kokubun moved that Stand. Com. Rep. No. 1354 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 SANDRA LEE KUNIMOTO as Chairperson of the Board of Agriculture, term to expire December 31, 2010, seconded by Senator Tokuda.

Senator Kokubun rose in support of the nominee and said:

"Madam President, I rise to support Gov. Msg. No. 266, confirming as Chairperson of the Board of Agriculture, gubernatorial nominee Sandra Lee Kunimoto.

"Let me start by first saying the confirmation hearing was sort of like putting together a fan club for Sandra Kunimoto because there were over 60 testimonies that were submitted all in support, including eight from within her department. On top of that, there were no testimonies in opposition, and that is just phenomenal, in my consideration. But perhaps it's understandable when you listen to some of the sectors that were providing input on this nominee.

"Let me start by reading into the Journal testimony from Andy Hashimoto who is the Dean of the University of Hawaii's College of Tropical Agriculture and Human Resources. He really spoke to her broad experience before becoming Chair of the Board of Agriculture. He said in his testimony, 'During her first term as the Board of Agriculture's Chairperson, Ms. Kunimoto has been instrumental in promoting collaboration

among various agriculture organizations, including CTAHR, the College of Tropical Ag; the Hawai'i Farm Bureau Federation; the Hawai'i Agricultural Research Center; the US Department of Agriculture's Pacific Basin Agricultural Research Center; and the Hawai'i Department of Agriculture. Her diverse employment experience in private sector agricultural firms, at CTAHR, at HARC, and in government administration is reflected in her effectiveness in bringing different stakeholder groups together to work as a team and find equitable solutions to difficult problems.'

"It's significant to also note, and I want you to understand how her staff feels about Sandy. Earl Yamamoto, staff planner, who's been with the department for many, many years had this to say: 'She has a unique management style, and one outstanding attribute is her willingness to consider all options then acting to bring a concept to reality and make changes later to improve the law. The struggle to pass important agricultural land legislation spanned a generation and brought together, or at least within spitting distance of one another, deeply entrenched adversaries. Many compromises had to be made, but what resulted is a law with policy and guidance that is fundamentally sound to identify and protect important agricultural lands and increase the likelihood of their productive agricultural use.'

"I think we all want to hear from the users, if you will, or the people who are served by the Department of Agriculture so I think it's appropriate that I quote Dean Okimoto who is now the president of the Hawai'i Farm Bureau Federation. He says, 'We have had a good working relationship with Ms. Kunimoto as she has always kept an open-door policy with our organization to address the many issues facing the industry. We always felt that we could call her anytime we had a concern or just wanted to talk about different ideas or issues. Under her leadership, she has made positive changes within the department as well as improved interagency collaboration. We appreciate Ms. Kunimoto's efforts and willingness to work with the Farm Bureau and the agriculture industry throughout her last tenure and we look forward to a continuing productive relationship with her over the next four years.'

"I think all of these really speak to the broad depth of Sandy's ability to reach people and to advocate for the industry, and that has resulted, I think, in a very sound direction for our ag industry. As many of you know, yesterday we had Ag Awareness Day and it was an opportunity for many vendors, many people who advocate for various aspects of the industry to be here with us at the capitol, and all of them in unanimity support Sandy and her reconfirmation as the board Chair for the Board of Agriculture.

"Lastly, let me just quote a former employee of hers, a good friend of mine, actually, from the Big Island who served as her deputy for two years. She said, and this is a very simple quote, 'I will simply say that there is only one candidate for the post, and that is Sandy Kunimoto.'

"Colleagues, I really think that all of this testimony speaks to her abilities. You all know her personally, and it's my real pleasure to ask all of you to support her nomination as Chair for the Board of Agriculture.

"Thank you, Madam President."

Senator Slom rose to support the nominee as follows:

"Madam President, as a member of the Agriculture Committee and on behalf of the Minority I offer my strong support for Gov. Msg. No. 266 for Ms. Kunimoto.

"As the Chairman said, the testimony was overwhelming and it was unanimous. It came from a diverse group of participants in agriculture. One thing we've seen over the past four years because of the Senate and because of the leadership in this department, agricultural issues are once again on the front burner, as they should be. Agricultural issues show the importance of our food gathering and all of the people that are involved and the issues that are involved. The difference is that we have tremendous issues that have developed – emergency issues with food security, terrorism, water usage and so forth – and Sandra Kunimoto has shown an ability not only to tackle these issues, but as the Chairman said, to bring many people together to the table – people that have different interests, different concerns. It's not to say that these issues have been solved, because they have not. They're going to go on, but she is the right person for this job.

"She does have leadership ability that she has exercised every day on the job and we've seen dramatic changes take place during the past four years. The quarantine changes themselves, after 90 years of stubborn status quo non-change we saw major changes take place in that area.

"We still are debating water usage and we have competing interest for that. We still are concerned about the security of our food and food supplies. All of these issues are extremely important, but she has shown the ability to go to where the problem is, to meet with the farmers, to get her hands dirty, to know what the issues really are.

"Her background – her academic background, her business background, her agricultural background – all are pluses that have helped all of the people and will continue to do that. She is a listener, but most importantly, she is someone who is action oriented, and once she has heard from disparate groups and individuals, she makes up her mind and she makes the tough choices. Again, not everyone is in agreement with all of the choices, but they are in agreement with her fairness and her ability to bring people together. They are confident that she is the person that can do the best job in this area which is going to continue to be most important.

"So it is with great pleasure that we offer our support to Ms. Kunimoto and ask all of our colleagues to do the same. Thank you, Madam President."

Senator Trimble rose with reservations and said:

"Madam President, I am now standing in front of you to offer reservations and those of my constituents.

"Colleagues, you may wonder why the Senator that represents Waikiki, the State Capitol, Kakaako rises in front with reservations about the Department of Agriculture because I represent a very urban district. I want to remind you that on March 6th there was much emotion on this Floor about GMO for taro. Genetically modified coffee was a hot issue. We as a body stand to appropriate tens of millions of dollars to confront evasive species. That was discussed on March 6th.

"I want to take you back another six weeks in time to January 23rd for a hearing at the Board of Agriculture that related to a request to import avian bird flu virus. The Board of Agriculture at the end of the hearing approved the University of Hawai'i Manoa to import avian influenza virus for laboratory research and animal inoculation studies involving laboratory mice. Avian influenza virus is not only foreign to our islands but it is also a deadly agent. Why are we even considering inviting a virus that we want to avoid? The research will be conducted in a biohazard laboratory III, level three, at the University of Hawai'i Medical School in Kakaako. The campus

itself is fraught with the threat of tsunamis and harbor security issues. Moreover, Kakaako is a gateway to our economic engine, Waikiki. It is neighbor to our harbors downtown and home to many residents.

“During the January 23rd Board of Agriculture hearing, the University of Hawai‘i and the Department of Health testified in concert for virus samples for rapid field identification purposes. Their oral testimony did not reflect the true nature of the request for animal inoculation studies. Rapid identification is important. The Department of Health should assume that responsibility. The Board of Agriculture wants to allow the University of Hawai‘i to import, study and destroy the virus and the mice that they infect with it. The importation request for animal inoculation studies is not drive by health or public safety but rather by grant money for the pockets of transplant researchers. As Board Chair, she made the recommendation to the Board in a six-to-one vote in favor of that importation.

“Colleagues, that sums up my reservation. I think the issue merits your close attention both today and in the remaining days of this Session.

“Thank you, Madam President.”

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

Ayes, 25. Ayes with Reservations, 1 (Trimble). Noes, none.

At this time, Senator Kokubun introduced Ms. Kunimoto and her family to the members of the Senate.

At 12:18 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:23 o'clock p.m.

FINAL READING

S.B. No. 14, S.D. 1, H.D. 1:

Senator Sakamoto moved that S.B. No. 14, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tokuda.

Senator Hemmings rose to speak against the measure as follows:

“Madam President, I rise to speak against this legislation.

“I guess there are a number of questions we could ask ourselves as a public policy body, a group of 25 Senators that are supposed to ruminate on issues and look them over and do our homework and make decisions that benefit the people of Hawai‘i through the system by which they govern themselves. What we’re doing here is quite obvious – we’re changing the methodology of having nominees come for selection to the Board of Regents for the University of Hawai‘i. But there are some questions that we should ask ourselves in voting on this bill today – why? And then once the bill will pass, which I’m sure it will, how it will be done.

“Why are we making the change? Well, I would suggest that it was not too long ago in the dark days of the recent past that there were some very serious problems in the University of Hawai‘i. And I would suggest they were indeed political, but it was not a problem induced by the system. It was a problem induced by the selector of the regents and the rubber stamping, oftentimes, given to those nominees.

“What were the problems of the not-too-distant past? The Board of Regents having a vested interest in student housing, which was a bloody mess, and profiteering from it. Selection of a UH President that bypassed the selection commission set up to find an eligible candidate and basically acquiesced to what appears to be to the wishes of a certain downtown businessman and a United States Senator. To the credit of the current Board of Regents, that individual was fired. And also, it should be entered into the record once again that a good Senator on the Floor of this Senate was very instrumental in pointing out the unbelievable exploitation of the people of Hawai‘i’s resources by that prior regents’ selected President of the University of Hawai‘i. What else? Our university professors were amongst the worst paid in the nation under prior regents.

“So we finally get a breath of fresh air in this process and we have a bipartisan system rather than a monopoly, rubberstamped regent selection process and we have a Governor who selects people based on the merit of their qualifications. And yes, some are Republican; and yes, some are Democrat. But first and foremost, they’re qualified. And what do these regents do? They elevate our university to a status of greatness that it has not seen for many, many years. Who can deny the facts?

“The great thing we have on the Floor of this Senate and in a free society is that we have the oracle of truth that Madison referred to – that is experience. We know what happened in prior administrations and we know what’s happening now. And what we have is a university with a wonderful President, David McClain, selected by this bipartisan qualified Board of Regents. What we have are university professors that are getting paid competitive salaries and are excited about the future of this state. What we have is a university that is now achieving cutting edge development and technologies that are going to benefit the economy and bring to the State of Hawai‘i research dollars that were scarce in years gone by. What we have is a university Board of Regents that’s fixing the student housing problem without trying to line their pockets in the process. What we have is a Board of Regents that sees a vision for the future of a West Oahu campus that some of the Legislators on this Floor I join in supporting very much.

“In fact, Madam President, about four years ago a very wise Legislator said to me that one of the real solutions to the problem with traffic is take the destinations to the people rather than trying to take the people to the UH. And you know what? I agree with that brilliant remark.

“We know what’s happened. So we ask ourselves, well, why this piece of legislation? What problem are we solving? And what are we doing? I’ll tell you what I think and possibly what the editors of the newspapers have editorialized against it in spite of the . . . by the way, because I know there’ll be a pop up soon to say that people voted on this through the amendment to the constitution. That doesn’t mean we have to pass this legislation the way it’s being passed. This is politics, barebones politics that take the whole process back to the dark days of the not-too-distant past where certain political elements and certain political interests are going to control the selection process to an advisory council controlled politically. And for what purpose? And for what purpose?

“I would appeal to your political consciences on this and ask you to make a decision of what’s best for the university and what’s best for the system. Certainly the people that are running the university know what’s best for them, including the University of Hawai‘i President and, I might add, the Association of Governing Boards of Universities and Colleges who oppose this blatant attempt at politics.

“You know what? I disagree with the Governor sometimes, but she’s not the problem. In this particular case, the evidence is overwhelming that she and her nominees to the Board of Regents have been part of the solution and this legislation takes us backwards to the university in the way it used to be run, or that’s where it will take us.

“So I just wanted to enter my perspective on this on the record, Madam President. I’d ask my colleagues to vote their conscience, but this is a political vote and I know how it will turn out. I, for one, am voting ‘no.’

“Thank you, Madam President.”

Senator Sakamoto rose in support of the measure and stated:

“Madam President, I wish to speak in support of the measure.

“Just for everyone’s reminder, yes, the people did vote and they did not vote in a vacuum. The proposed measure very similar to the one that we’re voting on today was debated in the public forum by the Board Chair and one of the prominent members of our community, so the people did understand what they were voting on. The people don’t just vote yes on every constitutional amendment, so they understand. I trust the people’s vote.

“This measure will increase the Board of Regents. This measure will create an advisory committee of individuals that are very vital parts to our system – alumni; emeritus regents who’ve been former regents; the student leaders; the student caucuses; faculty caucuses; as well as the Governor; you, Madam President; and the Speaker of the House – to appoint people. The people appointed will have the responsibility of nominating or giving pools of nominees to the Governor for her selection, and these appointees that will be on this advisory committee shall be individuals who are widely viewed as having placed broad public interest ahead of special interest, of having achieved a high level of prominence in their respective professions, and being respected members of the community.

“Now, the previous speaker talked about the accomplishments of the current Board of Regents, and I’m not sure if he’s having a ‘senior moment’ like our other speaker here, but just as a reminder, on this very Floor of the Senate, there were nominees from the current Governor that were rejected on this Floor, and in some cases, testimony against them was because they were of a political appointment not necessarily for the benefit of the university system. So change is needed.

“This isn’t an amendment to the constitution only for this Governor. This is for the betterment of the whole system. I believe people can spout about oracles of truth, past experience, but certainly this measure moves our university away from the politics of a governor, any governor, being able to steer the university exclusively by the nominees, because the screening committee will look broadly and widely and come up with names for better people so the university system indeed can rise from where it’s at to a higher potential. Certainly, we all want to support our university system.

“Finally, I really trust the people of Hawai‘i knew what they were voting on and they do not want the system run the way it was. This isn’t a disparaging comment against any specific regent, sitting or previous, but they’ve seen times when this doesn’t sit right. Let’s do it a better way, and this bill does provide a better way.

“Thank you.”

Senator Hemmings rose in rebuttal and said:

“Madam President, I rise in rebuttal speaking against this legislation.

“Madam President, I don’t have any syntax or cognitive problems. I’m not having a ‘senior moment.’ And I certainly know what I’m talking about because I’ve experienced it here on this Floor of the Senate and on the Floor of the Legislature as far back as the 80’s. I know exactly what this is all about, and the previous speaker is exactly right. There have been times in the past – not so distant past in this case – that good nominees that happen to be Republicans were rejected on this Floor in what I consider to be advice and consent inquisitions where they are hung out to dry simply because of their political affiliation. And that’s exactly why people should vote against this bill because this thing reeks of politics.

“This isn’t making the system more open and bipartisan. It’s making it closed in the very bill. You’ll have no sunshine access to the decision-making process. Who are we kidding? This is a step back in the politics. Yes, there won’t be anymore rejection of nominees on the Floor because they’re coming from the very political entity that is passing judgment of them on this Floor. To imply that prior nominees were not qualified because they were a member of a political party is an insult. And I do know about the oracle of truth, and the truth is these regents are doing a good job despite the politicization in the nominee process by this Legislature and this Senate advise and consent.

“So please, if you’re going to stand up and rebut my comments, I would ask the Majority Party please have some semblance of courtesy where they’re not trying to insult me with ‘senior moments.’ I’m not having one, Madam President.

“Thank you.”

Senator Hooser rose to support the measure as follows:

“Madam President, I rise in support of this measure.

“Madam President, this bill fundamentally implements the constitutional amendment that the voters overwhelmingly supported. The words on that amendment are very clear. The voters knew what they were doing. The question, ‘Shall the Governor be required to select board of regent candidates from a pool of qualified candidates screened and proposed by a candidate advisory council for the Board of Regents of the University of Hawai‘i as provided by law?’ It’s very clear what the voters were voting on. It’s very clear the strength of their vote.

“In regards to the Minority Leader’s memory loss, I’m not quite sure what’s causing it, but I believe in fact that there’s a significant lapse of memory, lapse of recognition. I remember the moment clearly, Madam President and colleagues. It was my very first Legislative Session and I was new, had never been to the Senate before, never been to the Floor, and sitting as Vice Chair of Education having, I believe it was, six candidates, it might have been five, looking at their resumes and doing some homework on them and finding that five of the six had been major contributors to various political campaigns. One of the candidates actually on their resume – about half the resume, maybe more – was talking about the various political campaigns that person had worked on. And I thought to myself, what poor judgment to put that on your resume because it had nothing to do whatsoever with their qualifications as a regent.

“After further investigation, it came that all of these people were prominent, connected, active in the political process,

several of them had their spouses, their husbands and wives, also appointed to high level important boards and commissions. I remember thinking to myself what happened to the 'new beginning'? What happened to reaching out into the community, to letting regular people on the street apply and be considered? It was really clear to me that this 'new beginning' had not lasted more than a month or two.

"Then after the hearings it became very clear also that not only was this process very heavily politicized, but a majority, or a significant number of those candidates had not done their homework, were not prepared, and in my opinion, not qualified to serve as regents. Consequently, this Body did not confirm several of them.

"After that Session was over with, a few months later in my mail, as many of us get these things in the mail, I got a policy brief – state policy brief number one – in September of 2003 from the American Association of Governing Boards of Universities and Colleges. Basically, this policy brief makes an argument for the very same thing we're voting on today. I'll read just a moment from it because I think it's important to realize this policy is grounded on best practices by the organization, again, that governs boards of universities and colleges. It says, 'This paper makes a case for establishing recruitment and screening panels to help governors appoint college and university trustees. In most states, governors have the responsibility and privilege to make appointments to many boards and commissions, but pressures from campaign donors and special interest groups sometimes compromise efforts to identify the most deserving and experienced citizens for higher education trusteeships.' And then it goes on to talk about how important these were and how important it is to rid the process of these political pressures. And it says, 'No selection process is perfect, but a rigorous process sends a message to the public and to those being considered for trusteeships that the work of these citizen boards matter and is important to the public's welfare, the quality of life in the state, and to economic development.' These are not my words. These are the words of the Association of Governing Boards of Universities and Colleges.

"If you look at this measure, you look at the recommendations that are being made in the bill that we're voting on today, they contain many of these recommendations. And for those and many, many other reasons, I urge me colleagues to vote in support.

"Thank you, Madam President."

Senator Slom rose to speak against the measure and said:

"Madam President, I was going to sit here nicely and just watch the vote roll in and all that, but things have been said that I just can't sit still for.

"When we're talking about 'senior moments,' why, I'm the king of 'senior moments' here. Every moment for me is senior. But there's nothing wrong with my memory either. I remember things that were said. I remember things that were done.

"Where to start, where to start . . . well, let's start with the people voting for the constitutional amendment proposal. It was not because the people demanded that we change the rules and the constitution. They weren't outside with bullhorns and red shirts like the rodeo Senator's friends today. It was us here in the Senate. We decided what we wanted to do – well at least the Majority did – decided what we wanted to do. And yes, the people voted for it, and I don't have any qualms about that. I don't want to argue. I will accept what the people did, just as they voted to require that those on the court retire at the age that

the constitution said despite a great deal of lobbying and a great deal of discussion from here.

"I also remember a Senator in this very Body talking numerous times about how he didn't mind raising taxes if it would go for the poor and for the keiki, and then we found out he didn't pay his own taxes. But that's another 'senior moment.'

"When we say here that this has got nothing to with politics or that we're going to turn away from politics, come on! Don't insult us seniors. Don't insult anybody in the public. This is all about politics, and more importantly, it's all about power. It is the power the Legislature, and particularly the Senate, wresting power from the evil fifth floor. And the best news is that it doesn't even have to be a Republican all the time, although for 40 years all of these policies were fine. And those of us, again, that are senior that have memories remember voting for the candidates and the nominees of the then Democrat Governor. And we also remember voting and looking at the sheets – the qualification sheets – that always listed down at the bottom political party. And you know, in the 11 years that I was here or to the seven years prior to this administration's taking that off the form, I very rarely ever saw anybody that had the guts enough to put down 'I'm a Republican.' Everybody was a Democrat – everybody was a Democrat. But it didn't matter. It didn't matter for several reasons because if the individual was qualified and if the Governor appointed that person, then if we really believe in separation of powers and we really believe in accountability then we hold that Governor accountable for the people that he or she appoints. And we don't want to go into those prior hearings, which did get good television ratings and good attendance ratings, but besmirched the characters of very good individuals who were volunteering to help out in our state.

"I find it so interesting in all of the ramifications of this bill – number one, we're going to improve the university by increasing the number of regents. Why? How? And why do we increase it just by three? Why not by five, or by ten, or by fifteen? What's the magic of that number? What's the magic in the number that says that the advisory council can only provide a list of two to four names? Why not six, or eight, or ten, or twelve names? Where's the magic in that?

"And the fact that here we are celebrating the 100th anniversary of our university, my university, and our university said, 'We don't want this bill. We don't want this change.' But we don't care because we're the Senate.

"And as far as the Association of Governing Boards of Universities and Colleges, yes, the good Senator from the Garden Island mentioned some of the things that they would like to see done, but the bottom line is their opposition to this bill and to this change. That's what they said; they didn't change. It's kind of like when we go to a hearing and somebody says, 'well, I don't like the bill but if you're going to really do it anyway, I would prefer if at least you made these kinds of amendments and modifications.' And that's what we do.

"Two more things that I find really interesting – I've been here 11 years now, and for each of the 11 years I've introduced a bill on term limits for us, and for each of those 11 years, we never got a hearing on that bill for us. We can tell the Governor to have term limits. We applaud the Mayor's term limits and the City Council's term limits, and now in this bill we're going to have term limits for the regents but not for us. Why? Because we're the Senate.

"Oh, and one more thing – there is a provision in this bill that exempts the advisory members from the sunshine law. Hey,

didn't we just celebrate sunshine week a week ago? It was hard to do it because it was kind of overcast and cloudy, and the news media are having trouble getting information from our various state departments like Department of Transportation. And we pass these things and we exempt ourselves and now we're exempting this group.

"So is the population really going to be better served when they don't know what these deliberations are all about? I don't think so. But if you want to continue to believe that this is going to take politics out of this process then of course you have the votes to do it and you will do it. Will it make for a better university? No. Will it make for better quality regents? No. Will it limit individuals who are willing to serve and qualified to serve? Absolutely. And that's what this bill is all about and that's what this process is all about.

"So, we will vote. The good Minority Leader said vote our conscience. I wish that were always the case, but unfortunately we don't vote our conscience. We have kind of a herd mentality here and we kind of take a position and a trend, and that trend is we are the Senate. We're going to take the power wherever we can get it, and then we wonder why people on the outside say we're becoming more and more irrelevant. We're not listening to the people who demand real changes and who demand transparency and accountability. So think about that when you vote.

"Thank you, Madam President."

At 12:54 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:59 o'clock p.m.

Senator Inouye requested her vote be cast "aye, with reservations," and the Chair so ordered.

Senator Sakamoto rose and said:

"May I have additional comments inserted into the Journal, please?"

The Chair having so ordered, Senator Sakamoto's additional remarks read as follows:

Real change is needed in selection process for UH regents EDUCATION MATTERS

"DURING the past few years, we in the Legislature have heard a growing chorus of concern about appointments to the University of Hawai'i Board of Regents. In particular, we face questions regarding conflicts of interest and issues with sitting regents. There have been hints of appointments being made for political payback instead of vision and advocacy. Seats on the Board of Regents have become political plums, instead of positions with a singular focus on elevating our state university system to great heights. It seems that the main qualification for a position on the board has become what you have done for a political insider, and not what you will do for the future of our university.

"And yet we legislators have long made it our goal to support our university. One example is the greater autonomy that has been granted to the UH system over the years, including giving the UH control over its tuition rates.

"We have come to a greater awareness of the connection of the university to our workforce. We recognize that the economic well-being of our state and our Asia Pacific neighbors will be greatly affected by the ability of the Board of Regents to

fuel inspiration, prioritize the myriad possibilities and reward the dedication of those who are committed to advanced education in our state.

"Your elected members of the Legislature want the University of Hawai'i to excel, thrive and soar.

"Based on those concerns, and after much deliberation, the people of Hawai'i were asked whether to amend the state Constitution to allow an advisory council to assist in naming the members of the Board of Regents. The proposed council would present to the governor a list of nominees qualified to help navigate our educational fleet from the realm of great ideas, through the challenges of planning and implementation, to the success we should find reflected in our system, our state and our students.

"The proposal was the subject of a great deal of public debate. The current chairwoman of the Board of Regents took the lead in defending the current structure. The exchange of ideas was vigorous, and both sides honed their messages and presented their positions clearly and professionally.

"IN THE end, the voters said 'Yes.' The people chose change, not the status quo. But the question remained: What would the new council look like?

"We attempted to answer this question last session. The Legislature passed Senate Bill 1256 in 2006, but the governor vetoed that measure, calling it premature. The measure was reintroduced this year based on the voters' call for change.

"We want to respect and honor the voters' choice and we indeed have no other option. We have a responsibility to bring life to the express wishes of Hawai'i's voters. The Constitution was amended to change the process. We have an obligation to act as agents for that change.

"The Senate Committee on Education provided an opportunity for all interested parties to present concerns regarding our proposed advisory council, as set forth in Senate Bill 14. When the administration did not submit written testimony at the hearing on this bill, we contacted the governor's education point person, her senior policy adviser. We asked for the governor's input on SB14.

"INSTEAD, we received comments on Senate Bill 617, which had been introduced at the governor's request, stating that the governor should choose the council and appoint its chairman. It was clear that they felt the governor's wish to maintain control superseded the people's unequivocal call to remove politics from the equation. They denied the need for change, ignored the call for change and fought our efforts to bring about change.

"The governor's bill called for a council appointed by the governor, and whose terms would run with that of the governor. In essence, the governor's proposal would replace one hand-picked board with another. It would allow a committee of surrogates to do for the governor what the public has said she should not be able to do for herself. The public has called for real change. We cannot in good conscience allow the formality of a council of surrogates to stand in for the reality of a council of outstanding individuals who share a commitment to rising above partisan politics and provincial concerns. The public has called for real change, and we will deliver real change."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 14, S.D. 1, and S.B. No. 14, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF

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

Ayes, 18. Ayes with Reservations, 1 (Inouye). Noes, 4 (Gabbard, Hemmings, Sлом, Trimble). Excused, 3 (Fukunaga, Nishihara, Taniguchi).

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 30, H.D. 2	Committee on Ways and Means
No. 1037, H.D. 1	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs, the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

Senate Concurrent Resolution	Referred to:
No. 114	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 136	Jointly to the Committee on Human Services and Public Housing and the Committee on Health

RE-REFERRAL OF A SENATE RESOLUTION

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

Senate Resolution	Referred to:
No. 71	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs

MESSAGES FROM THE GOVERNOR STANDING COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that Senate concurrent resolutions and Senate resolutions be referred to committees of last referral. The Clerk was further authorized to receive and refer Governor's Messages transmitting nominations and appointments. In consequence thereof, and subsequent to its recessing at 1:01 o'clock p.m., the Senate took the following actions on the following resolutions, governor's messages and standing committee reports:

MESSAGES FROM THE GOVERNOR

Gov. Msg. No. 681, submitting for consideration and consent, the nomination of RANDAL VALENCIANO to the office of Judge, Circuit Court of the Fifth Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State

Constitution, for a term of ten years, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 682, submitting for consideration and confirmation to the Commission on Water Resource Management, the nomination of JAMES A. FRAZIER, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 683, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of VICTOR K. RAMOS, term to expire June 30, 2008, was referred to the Committee on Public Safety.

Gov. Msg. No. 684, submitting for consideration and confirmation to the Hawaii State Board of Public Accountancy, the nomination of WILLIAM L. WONG, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 685, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of BRYAN P. ANDAYA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 686, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of MARK G. VALENCIA, term to expire June 30, 2009, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 687, submitting for consideration and confirmation to the Education Commission of the States, the nomination of ROSE Y. TSENG, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 688, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of EUDICE R. SCHICK, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 689, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of MARY ALEY WILKINSON, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 690, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of MARC KEALA MITSUO YAMANE, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 691, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of JAMES ITAMURA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 692, submitting for consideration and confirmation to the Tri-Isle Subarea Health Planning Council, the nomination of JO-ANN AHUNA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 693, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of ELIZABETH G. FLETCHER, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 694, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of MARK STEVEN MOSES, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 695, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of SARAH H. NORDWALL, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 696, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of ANNE H. ATKINSON, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 697, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of LORETTA ANNE HELLRUNG, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 698, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of FRANCIS L. JUNG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 699, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of RICHARD TOLEDO JR., term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 700, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LOUISE R. HORIO, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 701, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of NATHAN E. SAY, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 702, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of CY M. BRIDGES, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 703, submitting for consideration and confirmation to the Land Use Commission, the nomination of VLADIMIR PAUL DEVENS, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 704, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of LEE ROGERS CHAMPION, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 705, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of MICHELLE W.J. WONG, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 706, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of KAULANA H.R. PARK, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 707, submitting for consideration and confirmation to the Board of Registration of the Island of Oahu, the nomination of VICTORIA A. FRANCO, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 708, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of JENNY C. WELLS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 709, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of ROLAND VILORIA RESURRECCION, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 710, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of ANNE L. SYLVESTER, term to expire June 30, 2009, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 711, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of EDWARD H. W. YOUNG, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 712, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of KELLY MICHELE NOELANI CASTELLANO, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 713, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of JONATHAN GILLENLINE, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 714, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of ANNETTE A. NISHIKAWA, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 715, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of ALVIN NAAWAO PARKER, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 716, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of LORILENE ANALEI KARRATTI PEREIRA, term to expire June 30, 2009, was referred to the Committee on Education.

Gov. Msg. No. 717, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of GAIL EDYTH WEAVER, term to expire June 30, 2009, was referred to the Committee on Education.

Gov. Msg. No. 718, submitting for consideration and confirmation to the Hawai'i Teacher Standards Board, the nomination of CAROLINE SUE WONG, term to expire June 30, 2010, was referred to the Committee on Education.

Gov. Msg. No. 719, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the

nomination of JO-ANN AHUNA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 720, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of MARK STEVEN MOSES, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 721, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of GLENN S. YAMADA, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1371) recommending that S.C.R. No. 115, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 115, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CODIFY THE LANGUAGE OF THE REFERENCES TO INTERNAL REVENUE CODE PROVISIONS IN SECTION 235-110.7, HAWAII REVISED STATUTES," was referred to the Committee on Ways and Means.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1372) recommending that S.C.R. No. 109, as amended in S.D. 1, be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 109, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY," was referred to the Committee on Judiciary and Labor.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1373) recommending that S.R. No. 66, as amended in S.D. 1, be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 66, S.D. 1, entitled: "SENATE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY," was referred to the Committee on Judiciary and Labor.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1374) recommending that S.C.R. No. 178 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 178, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE IMPACT OF VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS ON PUBLIC EMPLOYEES AND EMPLOYERS AND TO PROVIDE A BASIS FOR THE LEGISLATURE TO DECIDE WHETHER TO EXTEND ACT 245, SESSION LAWS OF HAWAII 2005," was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1375) recommending that S.C.R. No. 6 be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 6, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO RECOMMEND A PROCESS TO CREATE A CITIZEN ROAD WATCH PROGRAM," was referred to the Committee on Judiciary and Labor.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1376) recommending that S.C.R. No. 98, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PERFORMANCE AUDIT OF THE TRAFFIC SAFETY FUNCTION OF THE DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1377) recommending that S.C.R. No. 35 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGISTRATION OF PROVIDERS OF DEBT-MANAGEMENT SERVICES," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1378) recommending that S.C.R. No. 75, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE ANALYSIS OF THE REGULATION OF DESTINATION CLUBS AND THOSE WHO MARKET THEM," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1379) recommending that S.C.R. No. 127 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF BAIL BONDING AGENTS AND THE BAIL BOND INDUSTRY," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1380) recommending that S.C.R. No. 160, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 160, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF ENTITIES GOVERNED BY CHAPTER 514A OR 514B, HAWAII REVISED STATUTES, AND THE ENFORCEMENT OF POLICIES RELATING TO CONDOMINIUMS IN THE STATE THROUGH THE CREATION OF A CONDOMINIUM COMMISSION," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1381) recommending that S.C.R. No. 209 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 209, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LG1 INTELLIGENT MEDICAL VIGILANCE SYSTEM," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1382) recommending that S.C.R. No. 211 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 211, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CANVASS LEGISLATION IN OTHER STATES TARGETED SPECIFICALLY AT REDUCING NEGATIVE MEDICAL OUTCOMES," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1383) recommending that S.R. No. 135 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 135, entitled: "SENATE RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LG1 INTELLIGENT MEDICAL VIGILANCE SYSTEM," was referred to the Committee on Ways and Means.

Senators Sakamoto and English, for the Committee on Education and the Committee on Transportation and

International Affairs, presented a joint report (Stand. Com. Rep. No. 1384) recommending that S.C.R. No. 66, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 66, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CHARGE RESIDENT TUITION TO PACIFIC ISLAND STUDENTS; PROVIDED THE RATE IS OFFERED ON A NEEDS-BASED BASIS," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1385) recommending that S.C.R. No. 224, as amended in S.D. 1, be referred to the Committee on Transportation and International Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 224, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAII," was referred to the Committee on Transportation and International Affairs.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1386) recommending that S.R. No. 147, as amended in S.D. 1, be referred to the Committee on Transportation and International Affairs.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 147, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAII," was referred to the Committee on Transportation and International Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1387) recommending that S.C.R. No. 25, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 25, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE SURFACE EASEMENT AT KAHALUU, NORTH KONA, HAWAII," was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1388) recommending that S.C.R. No. 152 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 152, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE OFFICE OF HAWAIIAN AFFAIRS AND THE EXECUTIVE BRANCH TO NEGOTIATE A SETTLEMENT REGARDING THE INCOME AND PROCEEDS FROM THE PUBLIC LAND TRUST," was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1389) recommending that S.R. No. 105 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 105, entitled: "SENATE RESOLUTION ENCOURAGING THE OFFICE OF HAWAIIAN AFFAIRS AND THE EXECUTIVE BRANCH TO NEGOTIATE A SETTLEMENT REGARDING THE INCOME AND PROCEEDS FROM THE PUBLIC LAND TRUST," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1390) recommending that S.C.R. No. 9 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 9, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO ASSESS THE FAMILY COURT'S HANDLING OF DOMESTIC VIOLENCE MATTERS IN THE FIRST CIRCUIT FAMILY COURT," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1391) recommending that S.C.R. No. 11 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY CUSTODY EVALUATOR TRAINING MODELS APPLIED BY OTHER JURISDICTIONS," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1392) recommending that S.C.R. No. 12, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 12, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY JOINT OR SHARED PHYSICAL AND LEGAL CUSTODY PRESUMPTIONS IN FAMILY LAW AS ENACTED AND APPLIED BY OTHER JURISDICTIONS," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1393) recommending that S.C.R. No. 16 be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES AND THE COMMITTEES ON JUDICIARY OF THE SENATE AND THE HOUSE OF REPRESENTATIVES

TO RECONVENE THE SCR 52 TASK FORCE TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SCR 52 TASK FORCE COMMITTEES," was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1394) recommending that S.C.R. No. 20 be referred to the Committee on Judiciary and Labor.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE AND THE GOVERNOR TO RESPECT CHILDREN'S RIGHTS WHEN ENACTING LEGISLATION RELATED TO CHILDREN," was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1395) recommending that S.C.R. No. 71 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 71, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR THE CREATION OF UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1396) recommending that S.C.R. No. 81 be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF HAWAII'S INDEPENDENT LIVING CENTER," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1397) recommending that S.C.R. No. 142, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 142, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' ADULT PROTECTIVE SERVICES AND COMPARE THEM TO HAWAII'S ADULT PROTECTIVE SERVICES," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1398) recommending that S.R. No. 96, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 96, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' ADULT PROTECTIVE SERVICES AND COMPARE THEM TO HAWAII'S ADULT PROTECTIVE

SERVICES,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1399) recommending that S.C.R. No. 213 be referred to the Committee on Health.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 213, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII,” was referred to the Committee on Health.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1400) recommending that S.R. No. 137 be referred to the Committee on Health.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 137, entitled: “SENATE RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII,” was referred to the Committee on Health.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1401) recommending that S.C.R. No. 48, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 48, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII DISABILITY RIGHTS CENTER TO PROVIDE AN ANALYSIS OF THE LAWS GOVERNING ITS ACCESS TO PATIENT RECORDS AND ITS POLICIES AND PROCEDURES FOR CONDUCTING INVESTIGATIONS,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1402) recommending that S.C.R. No. 99, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 99, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PROGRAM AND FINANCIAL AUDIT OF HONOLULU COMMUNITY ACTION PROGRAM,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1403) recommending that S.C.R. No. 143, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 143, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RESPITE CARE AND REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE AN INVENTORY OF THE RESPITE SERVICES PROVIDED IN HAWAII,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1404) recommending that S.R. No. 97, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 97, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RESPITE CARE AND REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE AN INVENTORY OF THE RESPITE SERVICES PROVIDED IN HAWAII,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1405) recommending that S.C.R. No. 144, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 144, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT TO THE LEGISLATURE REGARDING WHAT IMPACT A CASH AND COUNSELING PROGRAM WOULD HAVE ON MEDICAID AND ADULT SERVICES PROGRAMS,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1406) recommending that S.R. No. 98, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 98, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT TO THE LEGISLATURE REGARDING WHAT IMPACT A CASH AND COUNSELING PROGRAM WOULD HAVE ON MEDICAID AND ADULT SERVICES PROGRAMS,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1407) recommending that S.C.R. No. 147, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 147, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO REPORT ON PROJECT SPENDING,” was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1408) recommending that S.R. No. 100, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 100, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO REPORT ON PROJECT SPENDING,” was referred to the Committee on Ways and Means.

Senators Sakamoto and Kokubun, for the Committee on Education and the Committee on Water, Land, Agriculture and

Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1409) recommending that S.C.R. No. 74, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL, PROGRAM, AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," was referred to the Committee on Ways and Means.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Monday, April 2, 2007.

FORTY-SECOND DAY

Monday, April 2, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:54 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Michael Palompo, New Hope Mililani, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-First Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 722, advising the Senate of the withdrawal of the nomination of LISA ANN S.L. WONG to the Civil Rights Commission, under Gov. Msg. No. 303, dated February 7, 2007, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 722, the nomination listed under Gov. Msg. No. 303 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 486 to 494) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 486, returning S.B. No. 58, S.D. 2, which passed Third Reading in the House of Representatives on March 30, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 58, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 487, returning S.B. No. 1444, S.D. 1, which passed Third Reading in the House of Representatives on March 30, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1444, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 488, returning S.B. No. 1528, which passed Third Reading in the House of Representatives on March 30, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1528, and requested a conference on the subject matter thereof.

Hse. Com. No. 489, returning S.B. No. 776, which passed Third Reading in the House of Representatives on March 30, 2007, was placed on file.

Hse. Com. No. 490, returning S.B. No. 923, which passed Third Reading in the House of Representatives on March 30, 2007, was placed on file.

Hse. Com. No. 491, returning S.B. No. 1513, which passed Third Reading in the House of Representatives on March 30, 2007, was placed on file.

Hse. Com. No. 492, transmitting H.C.R. No. 72, H.D. 1, which was adopted by the House of Representatives on March 30, 2007, was placed on file.

By unanimous consent, H.C.R. No. 72, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HEALTHCARE ASSOCIATION OF HAWAII TO EXAMINE THE PROBLEM OF PATIENTS IN ACUTE CARE HOSPITALS WAITLISTED FOR LONG-TERM CARE AND TO PROPOSE SOLUTIONS," was referred jointly to the Committee on Health and the Committee on Human Services and Public Housing.

Hse. Com. No. 493, transmitting H.C.R. No. 135, H.D. 1, which was adopted by the House of Representatives on March 30, 2007, was placed on file.

By unanimous consent, H.C.R. No. 135, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A COMPARISON STUDY OF THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII AND THE BOARDS OF REGENTS OF SIMILAR STATE UNIVERSITIES ACROSS THE NATION," was referred to the Committee on Education.

Hse. Com. No. 494, transmitting H.C.R. No. 293, which was adopted by the House of Representatives on March 30, 2007, was placed on file.

By unanimous consent, H.C.R. No. 293, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO CHANGE THE HAWAII ADMINISTRATIVE RULES TO ALLOW RAPID HIV TESTING IN THE STATE," was referred to the Committee on Health.

STANDING COMMITTEE REPORT

MATTER DEFERRED FROM THURSDAY, MARCH 29, 2007

Stand. Com. Rep. No. 1353 (H.B. No. 1358, H.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 3, 2007.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1410) recommending that S.C.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1410 and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII EDUCATIONAL POLICY CENTER TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1411) recommending that S.R. No. 32, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1411 and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII EDUCATIONAL POLICY CENTER TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, April 3, 2007.

Senators Sakamoto and Kokubun, for the Committee on Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1412) recommending that S.C.R. No. 95, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1412 and S.C.R. No. 95, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII AND THE HAWAII AGRICULTURE RESEARCH CENTER TO REFRAIN FROM DEVELOPING, TESTING, PROPAGATING, CULTIVATING, RAISING, OR GROWING GENETICALLY MODIFIED TRADITIONAL HAWAIIAN TARO VARIETIES IN THE STATE OR CONDUCTING ANY TYPE OF RESEARCH THAT WOULD SIGNIFICANTLY IMPACT TRADITIONAL HAWAIIAN TARO VARIETIES," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1413) recommending that S.C.R. No. 78, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1413 and S.C.R. No. 78, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON CURRENT INITIATIVES AND DEVELOP A PLAN FOR FUTURE AREAS OF IMPROVEMENT," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1414) recommending that S.R. No. 45, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1414 and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON CURRENT INITIATIVES AND DEVELOP A PLAN FOR FUTURE AREAS OF IMPROVEMENT," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1415) recommending that S.C.R. No. 67 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1415 and S.C.R. No. 67, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY AND MIDDLE SCHOOL STUDENTS," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1416) recommending that S.C.R. No. 166 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1416 and S.C.R. No. 166, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF

EDUCATION TO ESTABLISH A TEMPORARY LOCATION FOR THE MANOA PUBLIC LIBRARY TO ACCOMMODATE THE COMMUNITY AND STUDENTS DURING THE LIBRARY'S TWO-YEAR CLOSURE," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1417) recommending that S.C.R. No. 79 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1417 and S.C.R. No. 79, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1418) recommending that S.R. No. 46 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1418 and S.R. No. 46, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS," was deferred until Tuesday, April 3, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1419) recommending that S.C.R. No. 73, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1419 and S.C.R. No. 73, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII SUBMIT A REPORT WITH INFORMATION REGARDING THE SALARIES OF UNIVERSITY OF HAWAII AT MANOA FACULTY AND ADMINISTRATORS," was deferred until Tuesday, April 3, 2007.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1420) recommending that S.C.R. No. 23 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1420 and S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH COUNTY TO EXAMINE ITS CURRENT ZONING LAWS, BUILDING CODES, AND SUBDIVISION REQUIREMENTS AND ELIMINATE ENCUMBRANCES TO FAMILY CAREGIVING AND AGING IN PLACE," was deferred until Tuesday, April 3, 2007.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1421) recommending that S.C.R. No. 69 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1421 and S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION," was deferred until Tuesday, April 3, 2007.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1422) recommending that S.R. No. 42 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1422 and S.R. No. 42, entitled: "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION," was deferred until Tuesday, April 3, 2007.

Senators Chun Oakland and Hee, for the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1423) recommending that S.C.R. No. 10 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1423 and S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO IMPLEMENT A PILOT FAMILY COURT PARENTING PLAN MODEL PROGRAM IN THE FIRST CIRCUIT FAMILY COURT," was deferred until Tuesday, April 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1424) recommending that S.C.R. No. 21 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1424 and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was deferred until Tuesday, April 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1425) recommending that S.R. No. 9 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1425 and S.R. No. 9, entitled: "SENATE RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was deferred until Tuesday, April 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1426) recommending that H.C.R. No. 25 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1426 and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was deferred until Tuesday, April 3, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1427) recommending that S.C.R. No. 3, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1427 and S.C.R. No. 3, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO STUDY THE RATE STRUCTURES OF PRIVATE ENTITIES THAT FURNISH WATER USED FOR AGRICULTURAL PURPOSES," was deferred until Tuesday, April 3, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1428) recommending that S.C.R. No. 206 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1428 and S.C.R. No. 206, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DEVELOP A TARO SECURITY AND PURITY RESEARCH PROGRAM," was deferred until Tuesday, April 3, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1429) recommending that S.C.R. No. 192 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1429 and S.C.R. No. 192, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII," was deferred until Tuesday, April 3, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1430) recommending that S.R. No. 122 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1430 and S.R. No. 122, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII," was deferred until Tuesday, April 3, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1431) recommending that the Senate advise and consent to the nomination of CAROLEE K. ARICAYOS to the King Kamehameha Celebration Commission, in accordance with Gov. Msg. No. 524.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1431 and Gov. Msg. No. 524 was deferred until Tuesday, April 3, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1432) recommending that the Senate advise and consent to the nominations of the following:

ALBERT WARREN STIGLMEIER to the Board of Taxation Review, 4th Taxation District (Kaua'i), in accordance with Gov. Msg. No. 481;

MANOJ P. SAMARANAYAKE CPA to the Board of Taxation Review, 1st Taxation District (Oahu), in accordance with Gov. Msg. No. 482; and

CAROL P. WEIR to the Board of Taxation Review, 3rd Taxation District (Hawai'i), in accordance with Gov. Msg. No. 499.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1432 and Gov. Msg. Nos. 481, 482 and 499 was deferred until Tuesday, April 3, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1433) recommending that the Senate advise and consent to the nomination of DANIEL J. VARGAS to the Policy Advisory Board for Elder Affairs, in accordance with Gov. Msg. No. 329.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1433 and Gov. Msg. No. 329 was deferred until Tuesday, April 3, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1434) recommending that the Senate advise and consent to the nomination of PAULA A.Y. ARCENA to the Board of Health, in accordance with Gov. Msg. No. 342.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1434 and Gov. Msg. No. 342 was deferred until Tuesday, April 3, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1435) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Health Systems Corporation of the following:

ANDREW DON MD, in accordance with Gov. Msg. No. 346; and

ROSANNE C. HARRIGAN EDD, in accordance with Gov. Msg. No. 347.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1435 and Gov. Msg. Nos. 346 and 347 was deferred until Tuesday, April 3, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1360 (Gov. Msg. No. 435):

Senator Fukunaga moved that Stand. Com. Rep. No. 1360 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 JOHN H. DELONG to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, 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, 25. Noes, none.

Stand. Com. Rep. No. 1361 (Gov. Msg. Nos. 474 and 520):

Senator Fukunaga moved that Stand. Com. Rep. No. 1361 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Hawai'i Historic Places Review Board of the following:

NAOMI CLARKE LOSCH, term to expire June 30, 2010 (Gov. Msg. No. 474); and

JOYCE NAOMI CHINEN PHD, term to expire June 30, 2011 (Gov. Msg. No. 520),

seconded by Senator Espero.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1362 (Gov. Msg. Nos. 343, 344, 345 and 417):

Senator Ige moved that Stand. Com. Rep. No. 1362 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:

EMMET WHITE to the Health Planning Council, Honolulu Subarea, term to expire June 30, 2011 (Gov. Msg. No. 343);

GLENN SOICHI IZAWA to the Health Planning Council, Tri-Isle Subarea, term to expire June 30, 2011 (Gov. Msg. No. 344);

ELAINE JULIA SLAVINSKY to the Health Planning Council, Tri-Isle Subarea, term to expire June 30, 2011 (Gov. Msg. No. 345); and

THOMAS O. BROWN to the Health Planning Council, Hawai'i County Subarea, term to expire June 30, 2011 (Gov. Msg. No. 417),

seconded by Senator Fukunaga.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1363 (Gov. Msg. Nos. 361, 362, 363, 364 and 365):

Senator Ige moved that Stand. Com. Rep. No. 1363 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:

ANDREW DAVID BISSET to the Mental Health and Substance Abuse, Hawai'i Service Area Board, term to expire June 30, 2010 (Gov. Msg. No. 361);

JANA HERKES to the Mental Health and Substance Abuse, Kaua'i Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 362);

MARY ANN MORISHIGE to the Mental Health and Substance Abuse, Kaua'i Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 363);

VIRGINIA RUTH SHAW to the Mental Health and Substance Abuse, Maui Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 364); and

PHIL E. KAY to the Mental Health and Substance Abuse, Maui Service Area Board, term to expire June 30, 2011 (Gov. Msg. No. 365),

seconded by Senator Fukunaga.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1364 (Gov. Msg. Nos. 315, 316 and 462):

Senator Hee moved that Stand. Com. Rep. No. 1364 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Defender Council of the following:

JULIE KAI BARRETO, term to expire June 30, 2011 (Gov. Msg. No. 315);

MICHELLE L. DREWYER, term to expire June 30, 2011 (Gov. Msg. No. 316); and

MICHAEL KAIPOLEIMANU SOONG, term to expire June 30, 2011 (Gov. Msg. No. 462),

seconded by Senator Kokubun.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1365 (Gov. Msg. No. 424):

Senator Hee moved that Stand. Com. Rep. No. 1365 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of JAMES BURTON NICHOLSON to the Hawai'i Labor Relations Board, term to expire June 30, 2012, seconded by Senator Kokubun.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1366 (Gov. Msg. No. 495):

Senator Hee moved that Stand. Com. Rep. No. 1366 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of KEN HIDESHI TAKAYAMA to the Commission to Promote Uniform Legislation, term to expire June 30, 2011, seconded by Senator Kokubun.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1367 (Gov. Msg. No. 278):

By unanimous consent, action on Stand. Com. Rep. No. 1367 and Gov. Msg. No. 278 was deferred until Tuesday, April 3, 2007.

Stand. Com. Rep. No. 1369 (Gov. Msg. No. 314):

Senator Espero moved that Stand. Com. Rep. No. 1369 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of LISA ANN ASCHENBRENNER DUNN to the Crime Victim Compensation Commission, term to expire June 30, 2011, seconded by Senator Nishihara.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1370 (Gov. Msg. No. 277):

At this time, the President made the following observation:

"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 Public Safety on Gov. Msg. No. 277 is that the Senate not advise and consent to the nomination of Iwalani D. White as Director of the Department of Public Safety. Therefore, the Chair will first entertain a motion to file Stand. Com. Rep. No. 1370, then we will move on to the final vote on this matter."

Senator Ige moved that Stand. Com. Rep. No. 1370 be received and placed on file, seconded by Senator Whalen and carried.

Pursuant to Senate Rule 37(5), Senator Whalen then moved that the Senate advise and consent to the nomination of IWALANI D. WHITE as Director of the Department of Public Safety, term to expire December 6, 2010, seconded by Senator Inouye.

Senator Whalen rose in favor of the nominee and said:

"Madam President, I rise to speak in favor of the motion.

"Madam President, being on the Committee I read through most of the testimony, if not all, and I spent a lot of time reviewing the opinions and statements made by people in this matter. Overall, something concerns me very greatly in the way the Senate is heading these last two years in particular. I find it odd that the Chairmen are putting more and more effort into they themselves digging up negative information on a nominee. This happened before and it's happened this time.

"I'm not confusing that with the Committee's responsibility to thoroughly investigate a nominee to make sure that the information is before the committee members and this Body before a decision is made. However, in this particular case it jumps out so overwhelmingly that the issues brought forth before the Committee in the negative were primarily leadership

style, personality complaints. There was nothing there substantively that reflected poorly on her record or as a person in her ability to lead the department.

“As all of us know, that department is a very difficult department to head at any rate. It’s been through many difficult challenges over the years and Ms. White has been doing an excellent job in trying to right that ship.

“I don’t see anything on the record that would give any reason for any of us not to support her in this position. Our role is to consent to a governor’s nominee unless we find some serious flaw or incompetence to do the job. It’s not for us to micromanage or to figure out who we want in that position and try to somehow arrange things for that to work.

“I’m sure there’ll be many more comments on this matter and I will save further comment for later. Thank you.”

Senator Hemmings rose to support the nominee and said:

“Madam President, I rise to speak in favor of the nominee, Iwalani White to the Department of Public Safety.

“I must ask the question, excuse the explicitness of the question, but I think it bears repeating – Who the hell would want this job anyway? – was the question, Madam President and colleagues. And I think it begs another question, Who are the people that stepped forward out of the private sector to take on these jobs in the 16 separate departments of the executive branch of government that we give advice and consent on? For the most part they’re good people who if they remained in the private sector could probably make more money and have an easier job doing so. But they’re good people. They step forward and they’re willing to go through the advice and consent process to get affirmed to do the job which they’ve applied to do.

“I would suggest much more is at stake than just this nominee today. I would suggest if without foundation or if for motives beyond the ability of the person that we’re passing judgment on, for instance politics, if that becomes one of the criteria for receiving the approval of this Senate, then maybe good people are not going to step forward because it just ain’t worth it.

“We’re asking this lady to continue on as director of an incredibly tough department, maybe the toughest in state government. Who are the clients? A lot of them are behind bars and they’re the worst of the worst of society. They’re put in jail for heinous crimes. Who are the employees that the leader of this department has to lead? They are people that have one of the toughest jobs in all of state government, going everyday to institutions that have to deal with these people who’ve been put behind bars to protect our society. Those employees, they have to be strong for the work they’re doing and they have to have a strong leader.

“In looking at the system by which we’ve come up with these conclusions, I would say the silver lining to the dark clouds that have been addressed by the process of advice and consent hearings is that maybe in our wisdom on this Senate Floor, Madam President and colleagues, we will improve the system by which we advise and consent. For the most part, I’d have to say that the Committee Chairman has conducted fair and what I hope would be impartial hearings void of soliciting negative testimony, void of hopefully leveraging the subpoena process to get that testimony, void of hearsay.

“But I do think one thing we should consider because we may be hearing about the testimony is that if there are 50 pieces

of testimony from one source, one fax number – they’re basically what I call template testimony – does that really represent 50 points of view, 50 aggrieved people, or is it just a contest between competing forces? Does that testimony really address the issues that the previous speaker spoke about – the qualifications and the performance of the individual we’re being asked to advise and consent on?

“I would suggest that we have to weigh the credibility of the testimony and the source of it. If it’s a discontented employee, which I’m sure there are discontented employees throughout state government – there might even be some discontented Legislators on this Floor – it bears scrutiny and consideration. But this is a tough job that demands a tough leader, and I would suggest that the nominee is just the person for the job at the right time and the right place because this department of government certainly needs a strong, tough leader who will not cower at the task in front of her.

“So what do the real experts say? What do the law enforcement officials of the State of Hawai‘i say? What do the prosecutors say? What does the attorney general say? What do the people who are involved in this business on a day-to-day basis say? They say that Iwalani White is the right person at the right time for the right job. This is so very important when we weigh the credibility of testimony and whose opinion will prevail by our vote here today.

“But most importantly, what are we saying about ourselves in this vote? Are we really doing what is best for the system? Are we doing what’s best for the employees? Are we doing what’s best for the people of Hawai‘i, or are there other motives that play a part in our vote here today? I would say that if we are going to vote for what is best for the people that sent us here, that we vote in the affirmative and we vote for making this lady the department head. It’s a tough job and a lot more is at stake on just this one advice and consent when it comes to having people step forward from their private lives to serve the public in probably one of the toughest jobs in the State of Hawai‘i.

“So I urge my colleagues, please give due consideration to this nominee and vote in the affirmative. She’s the right lady at the right time for the right job. I would like to request at the conclusion of the discussion this morning a Roll Call vote, Madam President.

“Thank you.”

Senator Espero rose to speak against the nominee as follows:

“Madam President, I’d like to rise in opposition to this nominee.

“I’m aware that some Senators and others feel the decision of the Public Safety Committee to reject Iwalani White as the head of the Department of Public Safety is political. This is not true. Since this Session, the Senate has approved several department heads and judges appointed by Governor Lingle. And when this process began for the Department of Public Safety, our intention was and still is to treat the nominee with fairness, respect, and a professional manner.

“Some have said that our task or job should be about checking if the nominee is qualified to be department head. Reviewing one’s qualifications is important and I acknowledge that Iwalani White’s background as a family court judge and a deputy prosecuting attorney is valuable and helpful in her role as department head. No one is questioning her qualifications. If our decision is to be based just on qualifications, she should be confirmed. However, Ms. White has been interim director

for eight months and it is this time period and decisions she made in this period that we are reviewing and questioning.

“Since this is the Governor’s second term, remember, colleagues, that the performance of directors and interims is a key part of our confirmation process we are now undertaking. Future nominees in the coming weeks will also be judged on their performance and their actions.

“Iwalani White has made mistakes and shown bad judgment as interim director. The opposition against her has come from many sectors, including mental health staff in the Department of Public Safety, guards and ACOs, top and middle management in the Department of Public Safety, and mental health advocates in the general public. I have given the testimonies received as of the March 22nd public hearing the greatest weight even though both sides have continued to send in comments as you all know. Up to March 22nd, an unprecedented 21 individuals had presented testimony to your Committee on Public Safety in opposition to Ms. White. This significantly high figure in a confirmation hearing demanded our utmost review and analysis. Indeed, there were 78 testimonies in support of Ms. White as of March 22nd, and I acknowledge the diversity of support from government officials, former colleagues, current Department of Public Safety employees, friends and peers, but the opposition’s testimonies could not be ignored and I have concluded Ms. White is not the right person to provide the leadership needed by the Department of Public Safety.

“Many people believe Ms. White’s actions to bring change to the department and weed out corrupt and underperforming Department of Public Safety staff is behind the opposition to her. I do not believe this is the case, and I believe the opposition is due to wrong decisions, bad judgment, and unfair treatment initiated by Ms. White thus questioning her leadership abilities and management skills. Moreover, criticism of Ms. White, which I found to be valid, include making decisions in haste without careful thought and all the necessary facts, not consulting with key staff or management on important matters, not following certain procedures and violating collective bargaining unit agreements, and creating a climate of distrust, fear and uncertainty in some segments of the department.

“At the March 22nd public hearing, her testimony on some issues was weak and raised further doubts. For example, her comments about shredding an internal investigative report which exonerated a deputy director was troubling; her decision not to send a letter exonerating the deputy director; her decision not to notify employees that they have been cleared of criminal charges even though they were cleared by the attorney general’s office of allegations over four months ago; her implication that an administrative investigation was almost completed when in fact it has yet to be started, and as of the hearing she did not know what it will cost or when it will begin; the decision to have the same administrative investigation done by an outside neutral party adding potential costs of tens-of-thousands of dollars when the internal affairs division could complete the investigation at no added cost to the department; her decision to ban the state’s mental health branch administrator from OCCC for a period of time and yet again at Halawa Correctional Facility, knowing the state is under federal monitoring of its mental health services and programs for offenders; her strong comments that the mental health branch administrator does not treat prisoners in a clinical sense when follow-up research with documentation contradicts her statement; her comments at the public hearing that a personnel evaluation was done of an employee then later advising me last week that no personnel evaluation was done of a certain staff member directly involved in a deputy director’s administrative investigation – I am still investigating this matter because I was informed by one of Ms. White’s employees over the weekend that he is 99 percent

certain he saw the evaluation; and her hasty decision without the proper input from key staff to change policy and procedures to handle departmental complaints.

“I have no doubt Ms. White has been working to improve the Department of Public Safety, but the bad decisions and wrong judgment in the eight months she has been interim director makes me conclude her lack of public safety or a corrections background has been a factor in her performance. Being a family court judge and working as a deputy prosecuting attorney are much different than being in charge of a 2,400-person state department.

“Some individuals have asked me to support Iwalani White, reasoning that no one else wants the position and the department has been leaderless for some time. My answer is department heads should not be selected based on this premise and we do not advise and consent by default.

“An editorial in the morning paper today stated we should be cautious and be aware of the ramifications our decision will have today. The public and Department of Safety should be assured that your Legislature has taken action this Session where the administration has not. S.B. No. 932 creates and supports comprehensive reentry and rehabilitation programs for our inmates. S.B. No. 914 provides funding for mental health programs and initiatives, an area which needed more support. S.B. No. 917 develops a plan to bring our woman prisoners home by 2009 and consider the possibility of leasing or selling the property at OCCC in order to build a new minimum security prison with an emphasis on drug treatment and reentry. These are senatorial initiatives and your Legislature will take a proactive position and help the administration where improvements are needed.

“In closing, I regret I must vote against this nomination knowing Iwalani White is committed to public service. I know this time period has been difficult for the nominee both professionally and personally. I ask my colleagues for your support of my recommendation based on a thorough and fair confirmation process and the recommendation of the Committee on Public Safety.

“Thank you, Madam President.”

Senator Slom rose in support of the nominee and stated:

“Madam President, I rise in strong support for the Governor’s nominee, Iwalani White.

“You know, until this year, many people in the public weren’t even aware of our advise and consent procedure. They weren’t aware of the importance of having hearings and examining the character of individuals who want to serve either as paid members of a particular department or the vast majority who are non-paid volunteers to the many boards and commissions. The public didn’t realize how important it is for us to really give scrutiny and full advantage to all voices in determining whether or not we advise and consent. Those of us in the Senate understand that this is an awesome responsibility and should not be taken lightly.

“I watched the two hearings and I have no criticism of the Chairman of the Committee, but I think he and the two members of the Committee that voted against the nomination are flat out wrong. I say that for a number of reasons. It is true that this is a difficult position that I doubt any of us in this Body or anyone in the gallery would want to take on. In fact, look at the record. Look at how many people have been in this position and have left the position without any changes or the situation getting worse. In fact, we had one of the top judicial people in

the world who was for a brief period of time in charge of what I would refer to as a 'snake pit,' and no changes were made.

"And now comes a woman with an impeccable background, experience, academics, and a willingness and a passion to make changes. How long has she been on the job? Eight months, as was said. It's a very short time, and yet we know that in this community, in this state, those that want to change the status quo are pushing strings uphill because there is always opposition to making those changes and to doing things differently even if it can be substantiated that it's for the benefit of the agency, the institution, and more importantly the public. And in fact, let us not forget the name of this department is the Department of Public Safety, and what we really have to insure in all of our procedures, in all of our hearings and all of our investigations is that the public will remain safe. And who is or who are the best people to insure that?"

"I agree with the Committee Chairman that just because no one would like to take this job or no one has succeeded in the past, that in and of itself is not a reason to approve the nominee. This nominee should be approved for what she has done in a very short period of time and in many ways for the criticism that has emerged. I know that the Chairman will agree with me that it's not a question of numbers, and the fact that there were 15 people that initially testified against the nominee out of a total, I believe, of 100 testimonies, while much greater than the previous judicial nominee that we approved several weeks ago, is not as important as the depth of the criticism and the analysis of the investigation. The fact that the Chairman says he still is getting alleged criticisms from people who are not under oath, people who have not been subpoenaed, people who have not been seen by any other members of the Senate, I think again is significant that this nominee in a short period of time is rattling cages and making changes that need to be made.

"For the last several administrations there have been problems – problems of crime, problems of corruption, problems of overtime and cost, problems of drugs – in these very institutions. Are we concerned about the criminals behind bars? Sure we are. Are we concerned about their mental health? Yes, indeed. But we should be more concerned about the victims of crime and about the community and the public whose safety we have sworn to protect. And in that regard, all of the criticisms taken in total have not suggested that Iwalani White is incapable or has made the wrong decisions in those areas. The criticism is that she's not good with some personnel. Obviously she's good with the majority of personnel because they testified on behalf of her. The criticism is that she's not a good communicator. I've heard that complaint. I never got the chance to meet with her. I don't know her from before; all I know of her is about her background and what I watched in the two days of hearings. I've got to tell you that the criticism is criticism that maybe all of us could share in – not communicating all the time properly, not doing things exactly the way that some other people would like them done, making mistakes, I think we're all guilty of that.

"But let's look at some of the other specifics that were mentioned. One was that the nominee allegedly violated certain collective bargaining agreements. You know one of the most interesting things to me in watching those two days of hearings was the fact that members' leaders of two of the largest unions in this state came forward and testified in solid support. Now, if Ms. White had been violating collective bargaining agreements, if she had not been doing what the unionized corrections officials were expecting in terms of managerial treatment and the conditions of that collective bargaining agreement, you would not have heard from the United Public Workers head; you would not have heard from AFL-CIO AFSCME in support of this nominee. So I'm really confused as to what kind of

collective bargaining agreement violations were taking place that the unions would not raise a raucous over.

"Then there was the concern that we have to be very careful with the people that are testifying against her because otherwise, as the committee report says, we could put careers in jeopardy. What about the career of Iwalani White? What about the experiences that she's had? What about the dedication? What about the service? What about the accomplishments she has had? Are we not saying it's okay to put her career in jeopardy, but to people, some of whom have been under investigation, some of whom have been convicted, we are more concerned about their careers?"

"I think that when we go through the process of advise and consent we certainly need to balance all of the things, all of the things that we hear. Yes, we have to go beyond just the qualifications of the job, but we have to be smart enough, intelligent enough to discern the difference between someone who has a vested interest in being disgruntled and someone who is desperately trying to make a change for the public's benefit.

"The term micromanaging has been used. Can I recall just a few days ago on this very Senate Floor I stood up in opposition to a bill, one of several bills trying to wrest power from the executive branch, in this case having to do with the selection process for Board of Regents at the University of Hawai'i, and what was one of the criticisms of the Board of Regents? That they were too involved with the university and they were micromanaging. So that seems to be a common theme.

"We also have heard that this nominee considered shredding a document and the Chairman was troubled by this. I think all of us are told to shred certain documents everyday. And there may have been a discussion and a decision as to whether you or I would have shredded the document, but let's make it clear, that item was brought up by the nominee herself in full disclosure and full honesty of everything that went on in her department, and her final decision in fact was not to shred the document. She indicated she had good reasons for doing so but in the end decided not to shred the document. So, to bring that up now and talk about that I think does an injustice to the nominee.

"We also heard that there is a climate of fear, although the Chairman was honest enough to put in the adjective in some sectors of the department. Well, some people may fear or feel that they fear. We heard the same argument against the judicial nominee. I was bemused by the fact that lawyers were afraid. God loves the lawyers because he's created so many of them, particularly in our town. I don't see a lawyer being afraid of anything unless it's nonpayment for his bills.

"We really have to look at the full person and we have to understand that if you're going to take on this job, you're going to take on criticism and you're going to take on people that don't like you, and you're going to make decisions that people will not like. All of us do that. We do that everyday. That's not to say that the decisions are wrong; it's just to say that some people do not subscribe to those decisions. And that's fine, and that's the way it should be, and that should all be part of the record as it is. But when the day is finished and when all of the testimony is laid out side by side, and when all of the considerations for changing this department and changing this process are made, the question then becomes, Is the nominee capable, experienced, passionate, consistent enough to handle this job? And the answer has got to be 'Yes, she is.'

"There was a quotation from this morning's editorial about the fact that there are ramifications for our decisions. I absolutely believe that. I believe that the advise and consent

process is an important one. I believe that we do, generally, a good job in providing the information, but I think where we fall short is after we have all the information for ourselves to be in a position to say with this information and with this criticism and with these unhappy people, we should then dis the nominee. I don't think that the criticism, or the alleged mistakes, or the problems rise to the level of saying 'no.'

"One final comment, in the committee report and in the Floor remarks today it was mentioned how the nominee has asked for an outside investigation of certain policies and certain procedures. And the criticism was made that first of all we have the talent and the capability of doing that inside that department, and secondly, my goodness, it might cost up to \$25,000. That's chump change in this Body. We spend millions of dollars. We waste tens-of-millions of dollars on projects that don't come to fruition. And if Ms. White had not called for an independent outside investigation, these same critics would have then said, 'Aha, she should have somebody independent. She's not capable of making the decision herself.' How do I know that? Because the same charge was leveled against our attorney general and we forced that department to go to outside investigators when it had to do with Kauai and the Kaloko Dam. Did we have enough deputy attorney generals? Did we have enough brain power? Did we have enough resources? Yes, but this Body said we needed something independent and outside, and that's what Ms. White did and now she's being criticized for it.

"We can't have it both ways, colleagues. And so I urge you – I urge you – to keep asking questions whenever we have a candidate, to go beyond just the qualifications, but then when all is said and done, take a moment and think about those ramifications and think about the public – the public that depends on us to make the right decisions. And sometimes, like in the past, we have made the wrong decisions, just as some people have accused the nominee of making wrong decisions.

"I trust that this morning we'll put differences aside, we won't even talk about politics, but we'll decide to do the right thing and confirm Iwalani White.

"Thank you, Madam President."

Senator Whalen rose again in support of the nominee as follows:

"Madam President, I rise in support, still.

"For all my colleagues, I know generally in this Body we tend to give deference to the Chairman. It's their Committee; they put the time and the research into what's going on with the issues. And as a Body, we tend, not always, but tend to go along with the recommendations. In this particular case, I just want to summarize the thinking process of the Chair of Public Safety as he just gave in his speech. He mentioned that there were a number of areas where there was negative testimony from the mental health middle management and some workers in the department. Then he mentioned that there was far more input from people who were in favor of the nominee coming from the same body including others. In the testimony there were inmates, but basically across the board the testimony was in favor of the nominee. Then finally, well not finally, but then he said that he decided, I forgot the word he used, but basically he believed the antis. You've got 'yes'; you've got 'no.' He decided to go with the 'no,' because at the very beginning of his speech he said that if we were just looking at this on her qualifications, she is qualified and we should advise and consent her to the department.

"So it comes down to you, then. Are you going to listen to a few bad apples who have negative things to say and yet the person in the very next cubicle says that Iwalani White is a great director and urging us to confirm her? It's a question you're going to have to call for yourself, because in this particular case, in all due deference to the Chair, you know, I went along with the people who supported her. Whose decision is right, whose is wrong? You make the call. If we're just doing numbers like in a high school popularity contest, the ayes have it. If you're looking for reasons to dump somebody or something to hang your hat on, it's a pretty wobbly peg."

Senator Gabbard rose in favor and said:

"Madam President, I'd like to have my comments in favor of Ms. Iwalani White's confirmation inserted into the Senate Journal. Mahalo."

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of the nomination of Ms. Iwalani White as the Director of the Department of Public Safety.

"It's true that some employees at the Department of Public Safety have questioned Ms. White's management style – calling her 'iron fisted.' But this shouldn't be surprising considering that Ms. White is trying to make needed changes at the Department. As we all know, the Department of Public Safety has very serious problems that have to be addressed. Ms. White has done her best, but she's only been on the job for eight months, so we can't lay all the blame at her doorstep. What I can say is Ms. White has been an excellent judge and prosecutor and that she had the courage and determination to step forward to take on this very tough job.

"Colleagues, Ms. White deserves our support and the opportunity to make things better at the Department of Public Safety. I urge you to vote to confirm Iwalani White. Thank you."

Senator Espero rose and stated:

"Madam President, I'd like to comment on some of the comments.

"It's interesting that whenever we approve or vote for a nominee unanimously everything is fine, our decision is right. However, when there is someone who is opposed and there is debate and controversy, then suddenly we're making wrong decisions; we don't know what we're talking about; we're looking at things in the wrong vein.

"This is not a popularity contest. I expect every nominee that comes forward to be able to generate anywhere from 50 to 250 letters in support. Having people show their support to you, whether they are current employees, former colleagues, friends, and neighbors is not a difficult task to do. However, what is more difficult is to step forward to come and oppose an individual, to oppose an individual that you may work with, to oppose an individual you may have done some past work with. That's what, up to our March 22nd hearing, 21 individuals did, with the majority of them from the Department of Public Safety. In the context of a confirmation hearing, this is extremely unprecedented.

"We have had nominees this Session that have gone through this process with zero complaints. So it is important that we have to look at the quality of the opposition, which we did, looking at it very thoroughly, in my opinion, very fairly, giving

people the benefit of the doubt where we could, making phone calls and looking at other documents to substantiate the claims.

“The nominee has only been in office for eight months and yet she has generated a plethora of opposition of people who have concerns, of individuals who question her abilities. I believe, as I said, that in her heart she is a good person who values public service. But if I have to look at it from the context of what is best for the department, what is best for the people of Hawai‘i as was stated, I believe that she is not the right leader for the Department of Public Safety and I ask for your support of your Committee’s recommendation.

“Thank you.”

Senator Baker rose in opposition to the nominee and said:

“Madam President, it is with some considerable reluctance that I rise in opposition to this nominee.

“For those of my colleagues who know, when there are women in leadership positions, I always try to support them. In looking at this nominee, I find that the women’s community is split. There are people that I respect and admire who are supporting her nomination. There are people that I respect and admire who have said that she is not in the right position at this time for this job.

“When I met with her early this year, I was impressed with her commitment to rehabilitation, and yet I find that those who are in the reintegration and rehab community are split on this nominee. People that I respect and who work with folks who have finished their service to the community and are being reintegrated into the community have supported her. Others have said despite her knowledge because she often works on emotion, she’s not really the right person to lead that kind of change needed in the department.

“It is with reluctance that I rise to oppose her because I think that she does have some fine qualities, but I suspect in the final analysis, those qualities are best suited in other positions and not as the director of Public Safety. So I will be joining some of my other colleagues in voting ‘no.’

“Thank you.”

Senator Trimble rose to support the nomination as follows:

“Madam President, I rise in support of Ms. White.

“Colleagues, if we are considering what is best for the Department of Public Safety, what is best is not leaving it without a head. When I first started work for state government – gosh, 1974 – the prison system was considered the worst department in state government. The Department of Public Safety is a troubled department. Whether it’s a snake pit or whether it is a bureaucracy run amok, it is not clear. What is clear is that with Ms. White we had determination to bring the department back under control.

“Were mistakes made? Sure, we all make mistakes. Were enemies created? Sure, enemies were created. But if we took these to heart, then none of us would ever run for reelection.

“The fact that we have an individual that is committed to public service, that has the credentials that she has and that she is showing that she is willing to take the department back again under control, I think should be considered before you cast your vote in favor of her nomination.

“Thank you.”

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, 9. Ayes with Reservations, 3 (Chun Oakland, Fukunaga, Taniguchi). Noes, 16 (Baker, Bunda, English, Espero, Hanabusa, Hee, Hooser, Ige, Ihara, Kim, Kokubun, Menor, Nishihara, Sakamoto, Tokuda, Tsutsui).

THIRD READING

H.B. No. 17, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 17, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, April 3, 2007

H.B. No. 987, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 987, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO POLICE OFFICERS,” was deferred until Tuesday, April 3, 2007

H.B. No. 1153, S.D. 1:

By unanimous consent, action on H.B. No. 1153, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES,” was deferred until Tuesday, April 3, 2007

H.B. No. 1157:

By unanimous consent, action on H.B. No. 1157, entitled: “A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS,” was deferred until Tuesday, April 3, 2007

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

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

Senate
Concurrent
Resolution Referred to:

No. 54 Jointly to the Committee on Economic Development and Taxation and the Committee on Public Safety

RE-REFERRAL OF A SENATE RESOLUTION

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

Senate
Resolution Referred to:

No. 29 Jointly to the Committee on Economic Development and Taxation and the Committee on Public Safety

ADJOURNMENT

At 12:50 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Tuesday, April 3, 2007.

FORTY-THIRD DAY

Tuesday, April 3, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Chris Eng, Waiwokeola Congregational Church, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-Second Day.

Senator Baker, on behalf of herself and Senators Tsutsui and English, recognized and congratulated the Maui Economic Development Board, Incorporated, on its 25th Anniversary and introduced the following individuals: Jeanne Unemori Skog, President; Leslie Wilkins, Vice President; Anders Lyons, board member; Mike Maberry, board member; Saedene Ota, board member; and Lynn Fujioka, Oahu Program Manager.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 723 to 725) were read by the Clerk and were placed on file:

Gov. Msg. No. 723, letter dated March 30, 2007, transmitting proposed changes to the General Appropriations Act of 2007 for the Department of Land and Natural Resources, Forestry – Products Development.

Gov. Msg. No. 724, dated March 22, 2007, transmitting the Department of Taxation's Hawaii Income Patterns Individuals 2004 Report.

Gov. Msg. No. 725, dated March 28, 2007, transmitting the Commission on Salaries Report and Recommendations to the 2007 Legislature, pursuant to Act 299, SLH 2006.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 495 to 512) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 495, returning S.B. No. 46, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 46, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 496, returning S.B. No. 149, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 149, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 497, returning S.B. No. 228, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 228, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 498, returning S.B. No. 755, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 755, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 499, returning S.B. No. 1011, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1011, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 500, returning S.B. No. 1370, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1370, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 501, returning S.B. No. 1509, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1509, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 502, returning S.B. No. 1750, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1750, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 503, returning S.B. No. 1954, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1954, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 504, returning S.B. No. 1957, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1957, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 505, transmitting H.C.R. No. 106, H.D. 1, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 106, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH TO DEVELOP AN ACTION PLAN TO DISSEMINATE INFORMATION TO PUBLIC SCHOOL STUDENTS AND THEIR FAMILIES ON ACCESS TO COMPREHENSIVE VISION AND HEARING EXAMINATIONS," was referred jointly to the Committee on Education and the Committee on Health.

Hse. Com. No. 506, transmitting H.C.R. No. 141, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO NEGOTIATE LOWER DRUG PRICES ON BEHALF OF MEDICARE BENEFICIARIES," was referred jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 507, transmitting H.C.R. No. 170, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII," was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 508, transmitting H.C.R. No. 190, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT H.R. 1287 AND S. 671 RELATING TO FILIPINO FAMILY REUNIFICATION, OR SIMILAR LEGISLATION, TO PROVIDE PRIORITY ISSUANCE OF VISAS TO FILIPINO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was referred jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs.

Hse. Com. No. 509, transmitting H.C.R. No. 217, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO INCREASE, FOR SOCIAL SECURITY BENEFICIARIES, THE LEVELS OF PROVISIONAL INCOME, WHICH INCLUDE SOCIAL SECURITY BENEFITS, BY AN AMOUNT EQUAL TO THE FEDERAL

COST OF LIVING ALLOWANCE GRANTED TO FEDERAL EMPLOYEES IN HAWAII," was referred jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 510, transmitting H.C.R. No. 231, H.D. 1, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 231, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE AND SUPPORT FEDERAL LEGISLATION TO ADDRESS CONCERNS REGARDING THE INSPECTION OF PLANTS AND PRODUCTS FROM FOREIGN COUNTRIES TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE," was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment.

Hse. Com. No. 511, transmitting H.C.R. No. 266, H.D. 1, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 266, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE TO DEVELOP A TREE CROP INSURANCE PROGRAM FOR TREE FARMS IN HAWAII," was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs.

Hse. Com. No. 512, transmitting H.C.R. No. 296, H.D. 1, which was adopted by the House of Representatives on April 2, 2007, was placed on file.

By unanimous consent, H.C.R. No. 296, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO ESTABLISH AT LEAST ONE CIVIC STANDARD AT EVERY GRADE LEVEL FROM K-12 THAT INTEGRATES SERVICE LEARNING AND EXPECTS STUDENTS TO ENGAGE, PARTICIPATE, AND BECOME ACTIVELY INVOLVED IN THEIR COMMUNITIES," was referred to the Committee on Education.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1436) recommending that H.B. No. 1902, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1436 and H.B. No. 1902, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1437) recommending that H.B. No. 92, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1437 and H.B. No. 92, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1438) recommending that H.B. No. 14, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1438 and H.B. No. 14, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1439) recommending that H.B. No. 13, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1439 and H.B. No. 13, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1440) recommending that H.B. No. 429, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1440 and H.B. No. 429, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1441) recommending that H.B. No. 334, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1441 and H.B. No. 334, H.D. 1, S.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 until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1442) recommending that H.B. No. 870, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1442 and H.B. No. 870, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1443) recommending that H.B. No. 899, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1443 and H.B. No. 899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1444) recommending that H.B. No. 506, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1444 and H.B. No. 506, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1445) recommending that H.B. No. 1411, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1445 and H.B. No. 1411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1446) recommending that H.B. No. 1414, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1446 and H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1447) recommending that H.B. No. 831, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1447 and H.B. No. 831, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1448) recommending that H.B. No. 1120, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1448 and H.B. No. 1120, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1449) recommending that H.B. No. 1368, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1449 and H.B. No. 1368, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1450) recommending that H.B. No. 1007 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1450 and H.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SELF-SUFFICIENCY," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1451) recommending that H.B. No. 1364, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1451 and H.B. No. 1364, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1452) recommending that H.B. No. 1400 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1452 and H.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1453) recommending that H.B. No. 692, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1453 and H.B. No. 692, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1454) recommending that H.B. No. 1334, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1454 and H.B. No. 1334, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1455) recommending that H.B. No. 1014, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1455 and H.B. No. 1014, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1456) recommending that H.B. No. 504 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1456 and H.B. No. 504, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1457) recommending that H.B. No. 338, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1457 and H.B. No. 338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1458) recommending that H.B. No. 1361, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1458 and H.B. No. 1361, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1459) recommending that H.B. No. 1907, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1459 and H.B. No. 1907, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT

CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1460) recommending that H.B. No. 421, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1460 and H.B. No. 421, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1461) recommending that H.B. No. 1294 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1461 and H.B. No. 1294, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1462) recommending that H.B. No. 1287 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1462 and H.B. No. 1287, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1463) recommending that H.B. No. 1353, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1463 and H.B. No. 1353, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Wednesday, April 4, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1464) recommending that S.C.R. No. 65 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1464 and S.C.R. No. 65, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY," was deferred until Wednesday, April 4, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1465) recommending that S.R. No. 39 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1465 and S.R. No. 39, entitled: "SENATE RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY," was deferred until Wednesday, April 4, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1466) recommending that S.C.R. No. 60 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1466 and S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS

POPULAR NAME 'CHINAMAN'S HAT,'" was deferred until Wednesday, April 4, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1467) recommending that S.R. No. 36 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1467 and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS POPULAR NAME 'CHINAMAN'S HAT,'" was deferred until Wednesday, April 4, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1468) recommending that S.C.R. No. 62, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1468 and S.C.R. No. 62, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONDUCT A REVIEW OF HOW OTHER STATES AND JURISDICTIONS ENSURE THAT WARRANTIES AND MAINTENANCE AGREEMENTS ARE EITHER EXEMPTED FROM PAYMENT OF ADDITIONAL TAXES OR TAXED AT THE WHOLESALE RATE," was deferred until Wednesday, April 4, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1469) recommending that S.C.R. No. 155, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1469 and S.C.R. No. 155, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A KAPAA QUARRY ROAD SAFETY TASK FORCE TO CONDUCT A STUDY TO DEVELOP AND RECOMMEND TRAFFIC SAFETY MEASURES FOR KAPAA QUARRY ROAD IN ORDER TO ALLEVIATE DANGEROUS ROAD CONDITIONS AND REDUCE HAZARDOUS DRIVING PRACTICES," was deferred until Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1470) recommending that H.B. No. 1529, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1470 and H.B. No. 1529, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1471) recommending that H.B. No. 1289, H.D. 2, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1471 and H.B. No. 1289, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1472) recommending that H.B. No. 567, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1472 and H.B. No. 567, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR SPORTS FACILITY," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1473) recommending that H.B. No. 1403, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1473 and H.B. No. 1403, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1474) recommending that H.B. No. 869, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1474 and H.B. No. 869, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1475) recommending that H.B. No. 18, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1475 and H.B. No. 18, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1476) recommending that H.B. No. 15, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1476 and H.B. No. 15, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1477) recommending that H.B. No. 1372, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1477 and H.B. No. 1372, H.D. 1, S.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 until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1478) recommending that H.B. No. 1477, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1478 and H.B. No. 1477, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," was deferred until Thursday, April 5, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1479) recommending that H.B. No. 149, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1479 and H.B. No. 149, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1480) recommending that H.B. No. 575, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1480 and H.B. No. 575, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1481) recommending that H.B. No. 1005, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1481 and H.B. No. 1005, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred until Thursday, April 5, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1482) recommending that H.B. No. 24, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1482 and H.B. No. 24, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1483) recommending that H.B. No. 767, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1483 and H.B. No. 767, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," was deferred until Thursday, April 5, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1484) recommending that H.B. No. 1376 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. 1376, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1485) recommending that H.B. No. 1225 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. 1225, entitled: "A BILL FOR AN ACT RELATING TO

SALARY PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 4, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1486) recommending that H.B. No. 345 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. 345, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 4, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1487) recommending that H.B. No. 1207, as amended in S.D. 1, 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. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1488) recommending that H.B. No. 513, as amended in S.D. 1, 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. 513, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1489) recommending that H.B. No. 1931, as amended in S.D. 1, 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. 1931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1490) recommending that H.B. No. 1103, as amended in S.D. 1, 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. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1491) recommending that H.B. No. 1227, H.D. 1, as amended in S.D. 1, 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.

1227, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 5, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1492) recommending that S.C.R. No. 138 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1492 and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION," was deferred until Wednesday, April 4, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1493) recommending that S.R. No. 92 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1493 and S.R. No. 92, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION," was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1494) recommending that S.C.R. No. 89 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1494 and S.C.R. No. 89, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO'OU LU LĀHUI ALOHA, TO RAISE A BELOVED NATION," was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1495) recommending that S.R. No. 53 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1495 and S.R. No. 53, entitled: "SENATE RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO'OU LU LĀHUI ALOHA, TO RAISE A BELOVED NATION," was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1496) recommending that S.C.R. No. 102, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1496 and S.C.R. No. 102, S.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 deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1497) recommending that S.R. No. 62, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1497 and S.R. No. 62, S.D. 1, entitled: "SENATE 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 deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1498) recommending that S.C.R. No. 103, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1498 and S.C.R. No. 103, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO PROVIDE AN ECONOMIC ANALYSIS OF THE INCENTIVE MEASURES APPROVED FOR IMPORTANT AGRICULTURAL LANDS," was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1499) recommending that S.R. No. 63, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1499 and S.R. No. 63, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO PROVIDE AN ECONOMIC ANALYSIS OF THE INCENTIVE MEASURES APPROVED FOR IMPORTANT AGRICULTURAL LANDS," was deferred until Wednesday, April 4, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1500) recommending that the Senate advise and consent to the nomination of CAROL H. MCNAMEE to the State Highway Safety Council, in accordance with Gov. Msg. No. 351.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1500 and Gov. Msg. No. 351 was deferred until Wednesday, April 4, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1501) recommending that the Senate advise and consent to the nomination of MARIE H. WEITE to the State Highway Safety Council, in accordance with Gov. Msg. No. 352.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1501 and Gov. Msg. No. 352 was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1502) recommending that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

DONALD S.M. CHANG, in accordance with Gov. Msg. No. 340; and

TRISH K. MORIKAWA, in accordance with Gov. Msg. No. 341;

PERRY O. ARTATES, in accordance with Gov. Msg. No. 519.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1502 and Gov. Msg. Nos. 340, 341 and 519 was deferred until Wednesday, April 4, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1503) recommending that the Senate advise and consent to the nominations to the Kaneohe Bay Regional Council of the following:

DAVID A. KRUPP PHD, in accordance with Gov. Msg. No. 357;

BONNIE K. KAHAPEA-TANNER, in accordance with Gov. Msg. No. 470;

ANGELA HI'ILEI KAWELO, in accordance with Gov. Msg. No. 471; and

ARTHUR B. MACHADO JR., in accordance with Gov. Msg. No. 472.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1503 and Gov. Msg. Nos. 357, 470, 471 and 472 was deferred until Wednesday, April 4, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM MONDAY, APRIL 2, 2007

Stand. Com. Rep. No. 1367 (Gov. Msg. No. 278):

Senator Fukunaga moved that Stand. Com. Rep. No. 1367 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of KURT K. KAWAFUCHI as Director of the Department of Taxation, term to expire December 6, 2010, seconded by Senator Baker.

Senator Fukunaga rose in support of the nominee as follows:

"Madam President, I rise to speak in support of the reappointment of Kurt Kawafuchi as Director of Taxation.

"It's especially gratifying to vote on this governor's message today as we celebrate Science and Technology Day in the Capitol, since Mr. Kawafuchi has played a pivotal role in helping these tech businesses grow and expand Hawaii's economic future. He has served as Director of Taxation since February 2003 and is responsible for all aspects of tax administration including audits, collections, criminal tax investigations, legislation, administrative guidance, operations, taxpayer services, and research and planning. He has brought to this job a strong tax background both in government and in the private sector. He supervised the tax division in the Department of the Attorney General before Governor Lingle appointed him to this position and he has extensive experience as a tax

attorney with two Hawaii law firms. He has also served as a trial attorney with the tax division of the United States Department of Justice in Washington, D.C.

"Mr. Kawafuchi has an LL.M. in Taxation from Georgetown University Law Center, and a J.D. and M.B.A. from Santa Clara University. Not only is he licensed to practice as an attorney, but he is also a certified public accountant in both Hawaii and California and serves as a Certified Specialist in Taxation Law in California.

"In our joint hearing with members of the Committees on Economic Development and Taxation and Ways and Means, we received testimony in strong support of Kurt's professional qualifications from dozens of Hawaii tax practitioners. They stressed his commitment, his integrity, and his willingness to work with them in implementing new or revised tax law provisions. We also heard many favorable comments from former and current employees about his role as a mentor, educator, and 'cheerleader' for staff who work under stressful conditions with an often unhappy taxpaying public.

"I might add that Kurt recently provided me and our Senate Majority Tax Consultant, Rick Kahle, with a personal tour of his department. We began in the mailroom where we saw literally tons of paper being manually handled in an effort to keep up with tax filing deadlines this month. If I was not a proponent of electronic filing before, I certainly am now, and I hope that my colleagues will embrace technology to this extent.

"While Senator Baker and I may not always agree with Kurt on some of the tax policies that he advocates, we do commend him for his accessibility and his commitment to the collaborative process of crafting tax laws for the benefit of all Hawaii taxpayers.

"Madam President, I urge my colleagues to advise and consent to the reappointment of Kurt Kawafuchi as our Tax Director. Thank you."

Senator Baker rose to speak in support of the nomination and said:

"Madam President, I, too, rise in support of this nominee.

"As a taxman he's certainly not your typical, gruff, unapproachable, hard-to-get-along-with individual. He is eminently qualified to continue in this position as well as an individual who really takes his customers to heart and tries very much to make tax policy human, understandable, and easy to implement.

"I wanted to let him know that my dad was one of those tax assessor/collectors and it seems that for a select few, they do have compassion, a caring heart, and a jovial personality.

"For all of those reasons, in addition to his high degree of intelligence and commitment and training in this area, I urge all my colleagues to join me in supporting him. Thank you."

Senator Slom rose in support and stated:

"Madam President, as a member of the EDT Committee and on behalf of the Minority, I, too, rise in very strong support of Gov. Msg. No. 278.

"As the two Chairs just attested, not only does the nominee have the background, the experience, not only is he able to communicate effectively to solve problems that have long been standing, but he does a wonderful job of supporting his employees and his department. That's why in his spare time we

know that he'll be able to take over the Department of Public Safety as well and take care of those duties. (Laughter.)

"I never thought I would stand, Madam President, and say how can you love the taxman, but this man is truly lovable. He's like the energizer bunny – he keeps going, and going, and going. He works hard. He is the perfect example for the work ethic. He instills that in his department and in customer service as the good Chair of Ways and Means said.

"It is a thankless job but he has gotten kudos and he's gotten unanimous support because of the way he conducts himself. He is a humble man. He is a responsible man. He is a creative man, and he goes the extra mile. There is the running joke that he gives out his personal cell phone number and people use it at all hours of the day and night, on holidays and everything else.

"I understand that the good Tax Director will soon engage in nuptials, having completed the audit of his fiancé so that will go through. And we're just wondering whether she will agree to allow him to continue to be the man of the people and to answer all of the questions that we have.

"He has been a real inspiration. But more than that, he has been very effective. He has closed the gaps for revenue loss within the state. He has modernized the technology, and he is always open to new ideas. His accessibility, I think, amazes and confounds all of us. We are truly grateful to have an individual like this in public service, so I, too, urge all my colleagues to support Kurt Kawafuchi.

"Thank you, Madam President."

Senator Gabbard rose to support the nominee as follows:

"Madam President, I rise in support of the nomination of Mr. Kawafuchi.

"I've been especially impressed, colleagues, with Mr. Kawafuchi's leadership in collecting taxes that are owed to the state. Just this last year the state brought in an additional \$263 million through the efforts of his department. So I'm hopeful that Mr. Kawafuchi will continue using innovative ways to make sure that Hawaii's citizens and businesses pay their fair share of taxes.

"Thank you very much, Madam President."

Senator Ige rose in support and said:

"Madam President, I also rise to speak in support of the nominee.

"I just wanted to add on a personal note. For all of the times that Senator Fukunaga and Senator Baker and I beat up on the tax department to get more and more information, the thing that always impressed me about Mr. Kawafuchi is he always stood up for his staff and the people working for him and always pushed back on us to make sure that we either provided for them or allowed some additional time so that they could do their work in a professional manner. That always reflected well on him. Thank you."

Senator Kim rose to support the nominee as follows:

"Madam President, I, too, rise in support of Mr. Kawafuchi.

"I just have to say that he is one of the few directors that live in my district in Kalihi, and that's why he is so humble. (Laughter.) So I urge everyone to support him.

"Thank you."

Senator Taniguchi rose in support of the nominee and said:

"Madam President, I rise in support.

"I guess I just wanted to add my support to Kurt. He is very accessible. He's worked hard. He's supportive of his staff, and I think he's always trying to work on solutions to problems that we face. In the four years in my previous Chairmanship, I will always remember the day he first came in to be confirmed. It was, I think, in the high 50s in the Ways and Means conference room, but Kurt was sweating profusely and everybody else had frostbite. (Laughter.) I'll always remember that, and again, I urge the members to support his nomination."

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

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

At this time, Senator Fukunaga introduced Mr. Kawafuchi and his family to the members of the Senate.

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

The Senate reconvened at 12:20 o'clock p.m.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1431 (Gov. Msg. No. 524):

Senator Fukunaga moved that Stand. Com. Rep. No. 1431 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 CAROLEE K. ARICAYOS to the King Kamehameha Celebration Commission, 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, 25. Noes, none.

Stand. Com. Rep. No. 1432 (Gov. Msg. Nos. 481, 482 and 499):

Senator Fukunaga moved that Stand. Com. Rep. No. 1432 be received and placed on file, seconded by Senator Espero and carried.

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

ALBERT WARREN STIGLMEIER to the Board of Taxation Review, 4th Taxation District (Kaua'i), term to expire June 30, 2011 (Gov. Msg. No. 481);

MANOJ P. SAMARANAYAKE CPA to the Board of Taxation Review, 1st Taxation District (Oahu), term to expire June 30, 2011 (Gov. Msg. No. 482); and

CAROL P. WEIR to the Board of Taxation Review, 3rd Taxation District (Hawai'i), term to expire June 30, 2011 (Gov. Msg. No. 499),

seconded by Senator Espero.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1433 (Gov. Msg. No. 329):

Senator Ige moved that Stand. Com. Rep. No. 1433 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 DANIEL J. VARGAS 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, 25. Noes, none.

Stand. Com. Rep. No. 1434 (Gov. Msg. No. 342):

Senator Ige moved that Stand. Com. Rep. No. 1434 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 PAULA A. Y. ARCENA to the Board of Health, 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, 25. Noes, none.

Stand. Com. Rep. No. 1435 (Gov. Msg. Nos. 346 and 347):

Senator Ige moved that Stand. Com. Rep. No. 1435 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 Directors of the Hawai'i Health Systems Corporation of the following:

ANDREW DON MD, term to expire June 30, 2011 (Gov. Msg. No. 346); and

ROSANNE C. HARRIGAN EDD, term to expire June 30, 2011 (Gov. Msg. No. 347),

seconded by Senator Fukunaga.

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

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, APRIL 2, 2007

Stand. Com. Rep. No. 1410 (S.C.R. No. 56, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII

EDUCATIONAL POLICY CENTER TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was adopted.

Stand. Com. Rep. No. 1411 (S.R. No. 32, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII EDUCATIONAL POLICY CENTER TO REPORT ON THE RETENTION AND CHANGE IN ASSIGNMENT OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was adopted.

Stand. Com. Rep. No. 1412 (S.C.R. No. 95, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 1412 and S.C.R. No. 95, S.D. 1, be adopted, seconded by Senator Whalen.

Senator Hemmings rose in opposition to the resolution as follows:

"Madam President, I rise to speak against S.C.R. No. 95.

"I think it's very important to recognize the sincere attempt of this resolution to preserve a culturally sensitive crop here in Hawaii. But I wonder if we really think it through, if we're really doing the right thing for protecting the crop, protecting taro, the Hawaiian variety, and protecting the future welfare of taro in the State of Hawaii. I would suggest that we genetically modify all forms of life through something called evolution. In many times when modern science can step in and enhance the process to the betterment of all, it might make sense, in this particular case, that the genetically modified taro would preserve this native plant for future use rather than have it be destroyed because of blight or unknown biological problems it may face in the future.

"We know, for instance, that races with small gene pools oftentimes are subject to terrible problems because of their lack of genetic diversity. Genetic diversity is the hallmark of strength in an ever-changing genetic world, and gene modification through science is leading to untold benefits for the poor, the wretched, the disease laden peoples of the world. I might suggest that in the future, taro that has been genetically modified may stand a chance to survive in Hawaii from the blight that, for instance, has destroyed papayas and other crops that otherwise would have been thriving more prolifically here.

"So with all good intent of this legislation, I suggest it may do just the opposite of what it's intended to do, and I would further suggest that we should certainly keep an open mind and look to see if we can marry the great traditions of the past culturally with the great opportunities of the scientific future to see if we can get the best of both worlds. This does not, so I would urge my colleagues to give it a second thought and vote 'no.'

"Thank you, Madam President."

Senator Kokubun rose in support of the measure and said:

"Madam President, I stand in support of this measure, specifically S.C.R. No. 95.

"I want to point out that in the committee report certain amendments were made to this measure. Specifically, it does provide for the continuing research through genetic modification on non-Hawaiian varieties of taro. I think

currently the experimentation is going on with Chinese taro. So this resolution does provide an opportunity for the university to continue that work. It also just really asks the university to refrain from doing any sort of GMO work on just the Hawaiian varieties of taro.

"I would also like to point out to the members that we have a subsequent Senate concurrent resolution No. 206 that also talks about requesting the Department of Agriculture to develop a taro security and purity research program. This really stemmed from input from the Department of Agriculture that said what we really need to do is prevent any sort of disease from coming into Hawaii that would negatively affect our taro production.

"So I think putting these two measures together really gives us the best safeguard in trying to protect not only our native Hawaiian taros, but our taro industry in general.

"Thank you, Madam President."

The motion was put by the Chair and carried, the joint report of the majority of the Committees was adopted and S.C.R. No. 95, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII AND THE HAWAII AGRICULTURE RESEARCH CENTER TO REFRAIN FROM DEVELOPING, TESTING, PROPAGATING, CULTIVATING, RAISING, OR GROWING GENETICALLY MODIFIED TRADITIONAL HAWAIIAN TARO VARIETIES IN THE STATE OR CONDUCTING ANY TYPE OF RESEARCH THAT WOULD SIGNIFICANTLY IMPACT TRADITIONAL HAWAIIAN TARO VARIETIES," was adopted with Senators Hemmings, Slom, Trimble and Whalen voting "No."

Stand. Com. Rep. No. 1413 (S.C.R. No. 78, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 78, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON CURRENT INITIATIVES AND DEVELOP A PLAN FOR FUTURE AREAS OF IMPROVEMENT," was adopted.

Stand. Com. Rep. No. 1414 (S.R. No. 45, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON CURRENT INITIATIVES AND DEVELOP A PLAN FOR FUTURE AREAS OF IMPROVEMENT," was adopted.

Stand. Com. Rep. No. 1415 (S.C.R. No. 67):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 67, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY AND MIDDLE SCHOOL STUDENTS," was adopted.

Stand. Com. Rep. No. 1416 (S.C.R. No. 166):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 166, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A TEMPORARY LOCATION FOR THE MANOA PUBLIC LIBRARY TO ACCOMMODATE THE COMMUNITY AND STUDENTS DURING THE LIBRARY'S TWO-YEAR CLOSURE," was adopted.

Stand. Com. Rep. No. 1417 (S.C.R. No. 79):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 79, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS," was adopted.

Stand. Com. Rep. No. 1418 (S.R. No. 46):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 46, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REPORT ON THE LINKING OF FUNDING FOR INDIVIDUAL CAMPUSES WITH PERFORMANCE GOALS," was adopted.

Stand. Com. Rep. No. 1419 (S.C.R. No. 73, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 73, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII SUBMIT A REPORT WITH INFORMATION REGARDING THE SALARIES OF UNIVERSITY OF HAWAII AT MANOA FACULTY AND ADMINISTRATORS," was adopted.

Stand. Com. Rep. No. 1420 (S.C.R. No. 23):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH COUNTY TO EXAMINE ITS CURRENT ZONING LAWS, BUILDING CODES, AND SUBDIVISION REQUIREMENTS AND ELIMINATE ENCUMBRANCES TO FAMILY CAREGIVING AND AGING IN PLACE," was adopted.

Stand. Com. Rep. No. 1421 (S.C.R. No. 69):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION," was adopted.

Stand. Com. Rep. No. 1422 (S.R. No. 42):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 42, entitled: "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION," was adopted.

Stand. Com. Rep. No. 1423 (S.C.R. No. 10):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO IMPLEMENT A PILOT FAMILY COURT PARENTING PLAN MODEL PROGRAM IN THE FIRST CIRCUIT FAMILY COURT," was adopted.

Stand. Com. Rep. No. 1424 (S.C.R. No. 21):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was adopted.

Stand. Com. Rep. No. 1425 (S.R. No. 9):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 9, entitled: "SENATE RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was adopted.

Stand. Com. Rep. No. 1426 (H.C.R. No. 25):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CHILDCARE AND ELDERCARE COMMUNITIES TO ACKNOWLEDGE THE UNIQUE CIRCUMSTANCES OF GRANDPARENTS RAISING GRANDCHILDREN BY SUPPORTING POLICIES AND SERVICES THAT ARE CONDUCIVE TO THAT FAMILIAL RELATIONSHIP," was adopted.

Stand. Com. Rep. No. 1427 (S.C.R. No. 3, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 3, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO STUDY THE RATE STRUCTURES OF PRIVATE ENTITIES THAT FURNISH WATER USED FOR AGRICULTURAL PURPOSES," was adopted.

Stand. Com. Rep. No. 1428 (S.C.R. No. 206):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 206, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DEVELOP A TARO SECURITY AND PURITY RESEARCH PROGRAM," was adopted.

Stand. Com. Rep. No. 1429 (S.C.R. No. 192):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 192, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE

TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII," was adopted.

Stand. Com. Rep. No. 1430 (S.R. No. 122):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 122, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII," was adopted.

THIRD READING

MATTERS DEFERRED FROM MONDAY, APRIL 2, 2007

H.B. No. 17, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 17, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Wednesday, April 4, 2007.

H.B. No. 987, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 987, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," was deferred until Wednesday, April 4, 2007.

H.B. No. 1153, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRECURSORS TO THE MANUFACTURE OF CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1157:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1157, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

H.B. No. 1358, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred until Wednesday, April 4, 2007.

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 257 Committee on Water, Land, Agriculture
and Hawaiian Affairs

**RE-REFERRAL OF
SENATE RESOLUTIONS**

The Chair re-referred the following Senate resolutions that were offered:

Senate Resolution	Referred to:
No. 106	Committee on Judiciary and Labor
No. 107	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

Senator Inouye, Chair of the Committee on Intergovernmental and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 154 and S.R. No. 107.

Senator Inouye noted:

“Madam President, these measures request the Senate Committee on Transportation and International Affairs and the House of Representatives Committee on Transportation to convene a joint hearing with the participation of the Department of Transportation and the Department of Planning and Permitting of the City and County of Honolulu to consider the likely impacts on traffic by the proposed Turtle Bay Resort expansion and mitigative measures that may be required by the expansion.”

The Chair then granted the waiver.

Senator Taniguchi, Chair of the Committee on Commerce, Consumer Protection and Affordable Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. Nos. 116 and 1456.

Senator Taniguchi noted:

“Madam President, we received a request from our colleagues in the House if we could proceed to have bills into Conference on these matters.”

The Chair then granted the waiver.

Senator Kokubun, Chair of the Committee on Water, Land, Agriculture and Hawaiian Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 257.

Senator Kokubun noted:

“Madam President, the reason for the waiver is because we are approaching the deadline for passage of bills on Third Reading and the amendment that’s going to be proposed for this measure will include a Majority package measure regarding sustainable communities.”

The Chair then granted the waiver.

ADJOURNMENT

At 12:30 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Wednesday, April 4, 2007.

FORTY-FOURTH DAY

Wednesday, April 4, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-Third Day.

Senator Hemmings introduced Donna Kahakui and congratulated her on being the United States recipient of the 2007 Yves Rocher Foundation's Terre de Femmes Award. Accompanying Ms. Kahakui was her father, Kalani Kahakui.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 726 to 728) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 726, dated April 2, 2007, transmitting the Department of Human Services' Annual Report for Fiscal Year 2006, pursuant to Section 346-5, HRS, was placed on file.

Gov. Msg. No. 727, informing the Senate that on April 3, 2007, she signed into law House Bill No. 1226 as Act 5, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," was placed on file.

Gov. Msg. No. 728, advising the Senate of the withdrawal of the nomination of SYLVIA L. STONE to the Mental Health and Substance Abuse, Oahu Service Area Board, under Gov. Msg. No. 633, dated March 27, 2007, was placed on file.

In compliance with Gov. Msg. No. 728, the nomination listed under Gov. Msg. No. 633 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 513 to 522) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 513, returning S.B. No. 1697, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2007, was placed on file.

Hse. Com. No. 514, returning S.B. No. 1287, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1287, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 515, returning S.B. No. 1816, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1816, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 516, transmitting H.C.R. No. 33, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, MATERNAL AND CHILD HEALTH BRANCH, TO STUDY THE ROLE OF GESTATIONAL ENVIRONMENTS, GENTLE BIRTHING PRACTICES, ADULT WELLNESS EDUCATION, DOMESTIC HARMONY AWARENESS, APPROPRIATE AND SUFFICIENT TOUCH, AND THE PRACTICE OF HEALING BIRTH TRAUMA, AND THEIR CONNECTION TO PUBLIC POLICY CONCERNS SUCH AS SUBSTANCE ABUSE, ALCOHOLISM, DOMESTIC VIOLENCE, AND OBESITY," was deferred.

Hse. Com. No. 517, transmitting H.C.R. No. 87, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY," was deferred.

Hse. Com. No. 518, transmitting H.C.R. No. 121, H.D. 1, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 121, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF AMBIENT AIR STANDARDS FOR HYDROGEN SULFIDE EMISSIONS TO SUSTAIN AND PROTECT THE NATURAL BEAUTY AND AIR QUALITY OF THE STATE," was deferred.

Hse. Com. No. 519, transmitting H.C.R. No. 127, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM THE LAST WEEK IN JULY OF EACH YEAR AS CONSERVATION WEEK," was deferred.

Hse. Com. No. 520, transmitting H.C.R. No. 144, H.D. 1, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 144, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO PERFORM A FEASIBILITY STUDY FOR IMPLEMENTING A SYSTEM WIDE SENIOR CITIZEN VISITOR PROGRAM FOR SENIOR CITIZEN STUDENTS," was deferred.

Hse. Com. No. 521, transmitting H.C.R. No. 84, which was adopted by the House of Representatives on April 3, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING ENDORSEMENT OF THE EARTH CHARTER AND ADOPTION OF ITS CENTRAL PRINCIPLES AS PART OF THE FRAMEWORK FOR SUSTAINABLE PLANNING AND DEVELOPMENT," was deferred.

Hse. Com. No. 522, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 272, H.D. 1 (S.D. 1);
H.B. No. 349 (S.D. 1);
H.B. No. 931, H.D. 1 (S.D. 1);
H.B. No. 1104, H.D. 1 (S.D. 1); and
H.B. No. 1248, H.D. 1 (S.D. 1),

was placed on file.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1504) recommending that H.B. No. 275, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1504 and H.B. No. 275, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1505) recommending that H.B. No. 1323, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1505 and H.B. No. 1323, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1506) recommending that H.B. No. 1631, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1506 and H.B. No. 1631, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1507) recommending that H.B. No. 1719, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1507 and H.B. No. 1719, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1508) recommending that H.B. No. 1764, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1508 and H.B. No. 1764, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1509) recommending that H.B. No. 1370, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1509 and H.B. No. 1370, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1510) recommending that H.B. No. 1352, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1510 and H.B. No. 1352, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1511) recommending that H.B. No. 19, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1511 and H.B. No. 19, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1512) recommending that H.B. No. 317, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1512 and H.B. No. 317, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1513) recommending that H.B. No. 507, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1513 and H.B. No. 507, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1514) recommending that H.B. No. 928, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1514 and H.B. No. 928, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1515) recommending that H.B. No. 1659, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1515 and H.B. No. 1659, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1516) recommending that H.B. No. 1338, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1516 and H.B. No. 1338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1517) recommending that H.B. No. 598, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1517 and H.B. No. 598, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1518) recommending that H.B. No. 1278, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1518 and H.B. No. 1278, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," was deferred until Thursday, April 5, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1519) recommending that H.B. No. 1377 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1519 and H.B. No. 1377, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred until Thursday, April 5, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1520) recommending that H.B. No. 1452, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1520 and H.B. No. 1452, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Thursday, April 5, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1521) recommending that H.B. No. 119, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1521 and H.B. No. 119, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO AGRICULTURAL WATER SYSTEMS," was deferred until Thursday, April 5, 2007.

Senator Menor, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1522) recommending that H.B. No. 639, H.D. 2, as amended in S.D. 1, 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 majority of the Committee was adopted and H.B. No. 639, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senators Menor and Kokubun, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1523) recommending that H.B. No. 1646, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.B. No. 1646, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1524) recommending that H.B. No. 1149, H.D. 1, as amended in S.D. 1, 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. 1149, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1525) recommending that H.B. No. 122, H.D. 1, as amended in S.D. 1, 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. 122, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1526) recommending that S.C.R. No. 135, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1526 and S.C.R. No. 135, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH COMPLEX WITHIN THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF THE SCHOOLS WITHIN THE COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was deferred until Thursday, April 5, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1527) recommending that S.R. No. 90, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1527 and S.R. No. 90, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING EACH COMPLEX WITHIN THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF THE SCHOOLS WITHIN THE COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was deferred until Thursday, April 5, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1528) recommending that S.C.R. No. 137 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1528 and S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DESIGN A LONG-TERM COMPREHENSIVE FINANCIAL PLAN," was deferred until Thursday, April 5, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1529) recommending that S.C.R. No. 53, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1529 and S.C.R. No. 53, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS," was deferred until Thursday, April 5, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1530) recommending that S.R. No. 28, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1530 and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS," was deferred until Thursday, April 5, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1531) recommending that S.C.R. No. 108 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1531 and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007," was deferred until Thursday, April 5, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1532) recommending that S.R. No. 65 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1532 and S.R. No. 65, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007," was deferred until Thursday, April 5, 2007.

Senators Kokubun, English and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs,

the Committee on Transportation and International Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1533) recommending that S.C.R. No. 157 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1533 and S.C.R. No. 157, entitled: "SENATE CONCURRENT RESOLUTION E HO'OKIPA ANA I KA 'AHAHUI KAUMOKU'AINA NO KA HO'ONA'AUAO 'ILIKINI," was deferred until Thursday, April 5, 2007.

Senators Kokubun, English and Sakamoto, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, the Committee on Transportation and International Affairs and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1534) recommending that S.R. No. 108 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1534 and S.R. No. 108, entitled: "SENATE RESOLUTION E HO'OKIPA ANA I KA 'AHAHUI KAUMOKU'AINA NO KA HO'ONA'AUAO 'ILIKINI," was deferred until Thursday, April 5, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1535) recommending that the Senate advise and consent to the nominations to the Environmental Council of the following:

DAVID ATKIN, in accordance with Gov. Msg. No. 335;

DAVID SPENCER BYLUND, in accordance with Gov. Msg. No. 336;

CHESTER ISAMU SAITO, in accordance with Gov. Msg. No. 337; and

MARY STEINER, in accordance with Gov. Msg. No. 338.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1535 and Gov. Msg. Nos. 335, 336, 337 and 338 was deferred until Thursday, April 5, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1536) recommending that the Senate advise and consent to the nominations to the Hawai'i Sister State Committee of the following:

LISA TERUKA MARUYAMA, in accordance with Gov. Msg. No. 478;

SHERRY R. MENOR, in accordance with Gov. Msg. No. 479;

ROMY M. CACHOLA, in accordance with Gov. Msg. No. 567; and

ANITA MAE K. NAONE, in accordance with Gov. Msg. No. 568.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1536 and Gov. Msg. Nos. 478, 479, 567 and 568 was deferred until Thursday, April 5, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1537) recommending that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

JOHN B. RAY, in accordance with Gov. Msg. No. 496;

DAVID K. SPROAT, in accordance with Gov. Msg. No. 497; and

JOHN JAY ROMANOWSKI, in accordance with Gov. Msg. No. 534.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1537 and Gov. Msg. Nos. 496, 497 and 534 was deferred until Thursday, April 5, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1500 (Gov. Msg. No. 351):

Senator English moved that Stand. Com. Rep. No. 1500 be received and placed on file, seconded by Senator Inouye and carried.

Senator English then moved that the Senate advise and consent to the nomination of CAROL H. MCNAMEE to the State Highway Safety Council, term to expire June 30, 2011, seconded by Senator Inouye.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1501 (Gov. Msg. No. 352):

Senator English moved that Stand. Com. Rep. No. 1501 be received and placed on file, seconded by Senator Inouye and carried.

Senator English then moved that the Senate advise and consent to the nomination of MARIE H. WEITE to the State Highway Safety Council, term to expire June 30, 2011, seconded by Senator Inouye.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1502 (Gov. Msg. Nos. 340, 341 and 519):

Senator Kokubun moved that Stand. Com. Rep. No. 1502 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

DONALD S.M. CHANG, term to expire June 30, 2011 (Gov. Msg. No. 340);

TRISH K. MORIKAWA, term to expire June 30, 2011 (Gov. Msg. No. 341); and

PERRY O. ARTATES, term to expire June 30, 2011 (Gov. Msg. No. 519),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1503 (Gov. Msg. Nos. 357, 470, 471 and 472):

Senator Kokubun moved that Stand. Com. Rep. No. 1503 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Kaneohe Bay Regional Council of the following:

DAVID A. KRUPP PHD, term to expire June 30, 2011 (Gov. Msg. No. 357);

BONNIE K. KAHAPEA-TANNER, term to expire June 30, 2008 (Gov. Msg. No. 470);

ANGELA HI'ILEI KAWELO, term to expire June 30, 2009 (Gov. Msg. No. 471); and

ARTHUR B. MACHADO JR., term to expire June 30, 2010 (Gov. Msg. No. 472),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 3, 2007

Stand. Com. Rep. No. 1464 (S.C.R. No. 65):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 65, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY," was adopted.

Stand. Com. Rep. No. 1465 (S.R. No. 39):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 39, entitled: "SENATE RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY," was adopted.

Stand. Com. Rep. No. 1466 (S.C.R. No. 60):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS POPULAR NAME 'CHINAMAN'S HAT,'" was adopted with Senators Slom and Whalen voting "No."

Stand. Com. Rep. No. 1467 (S.R. No. 36):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ENCOURAGE THE USE OF THE NAME 'MOKOLI'I ISLET' AND DISCOURAGE THE USE OF ITS POPULAR NAME 'CHINAMAN'S HAT,'" was adopted with Senators Slom and Whalen voting "No."

Stand. Com. Rep. No. 1468 (S.C.R. No. 62, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 62, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONDUCT A REVIEW OF HOW OTHER STATES AND JURISDICTIONS ENSURE THAT WARRANTIES AND MAINTENANCE AGREEMENTS ARE EITHER EXEMPTED FROM PAYMENT OF ADDITIONAL TAXES OR TAXED AT THE WHOLESALE RATE," was adopted.

Stand. Com. Rep. No. 1469 (S.C.R. No. 155, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 155, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A KAPAA QUARRY ROAD SAFETY TASK FORCE TO CONDUCT A STUDY TO DEVELOP AND RECOMMEND TRAFFIC SAFETY MEASURES FOR KAPAA QUARRY ROAD IN ORDER TO ALLEVIATE DANGEROUS ROAD CONDITIONS AND REDUCE HAZARDOUS DRIVING PRACTICES," was adopted.

Stand. Com. Rep. No. 1492 (S.C.R. No. 138):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION," was adopted.

Stand. Com. Rep. No. 1493 (S.R. No. 92):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 92, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT XERISCAPING TO DECORATE ROADWAYS, MEDIAL STRIPS, ROUNDABOUTS AND OTHER AREAS UNDER ITS JURISDICTION," was adopted.

Stand. Com. Rep. No. 1494 (S.C.R. No. 89):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 89, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO'OUULU LĀHUI ALOHA, TO RAISE A BELOVED NATION," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 1495 (S.R. No. 53):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No.

53, entitled: "SENATE RESOLUTION SUPPORTING THE OFFICE OF HAWAIIAN AFFAIRS NATION-BUILDING PLAN, HO'OUULU LĀHUI ALOHA, TO RAISE A BELOVED NATION," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 1496 (S.C.R. No. 102, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 102, S.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 adopted.

Stand. Com. Rep. No. 1497 (S.R. No. 62, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 62, S.D. 1, entitled: "SENATE 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 adopted.

Stand. Com. Rep. No. 1498 (S.C.R. No. 103, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 103, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO PROVIDE AN ECONOMIC ANALYSIS OF THE INCENTIVE MEASURES APPROVED FOR IMPORTANT AGRICULTURAL LANDS," was adopted.

Stand. Com. Rep. No. 1499 (S.R. No. 63, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 63, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO PROVIDE AN ECONOMIC ANALYSIS OF THE INCENTIVE MEASURES APPROVED FOR IMPORTANT AGRICULTURAL LANDS," was adopted.

THIRD READING

MATTERS DEFERRED FROM TUESDAY, APRIL 3, 2007

H.B. No. 1358, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred until Thursday, April 5, 2007.

H.B. No. 17, H.D. 1, S.D. 1:

Senator Sakamoto moved that H.B. No. 17, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition to H.B. No. 17.

“Colleagues, this is a wonderful old measure. Unfortunately, it doesn’t merit becoming law. It does three things. First, it provides that weighted student formulas could be developed at least every two years, which sort of implies that it could be done every year which is under the current statute. Second, it says the when they change the formula they have to have a rationale. It seems kind of silly that if we created the original law and if we looked at the original law it seems pretty obvious that to come to a conclusion they have to have a reason, so it’s already being done. And the third thing that this does is it says they’ve got to tell us what they do, as if we couldn’t find it out anyway.

“It’s a nice measure but it truly doesn’t merit becoming law, and for that reason, I will vote against it.”

The motion was put by the Chair and carried, H.B. No. 17, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Bunda, Slom, Trimble).

H.B. No. 987, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 987, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO POLICE OFFICERS,” was deferred until Thursday, April 5, 2007.

THIRD READING

Stand. Com. Rep. No. 1436 (H.B. No. 1902, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1436 be adopted and H.B. No. 1902, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose with reservations and said:

“Madam President, I rise with reservations.

“Colleagues, in today bills, for SPRBs we have a total of \$725 million, and they’re all for good and worthy causes. I just wanted to repeat something I said five years ago and that was that I think that there is a limit in terms of the demand for tax-free state bonds. And so, if we keep expanding the use of SPRBs, sooner or later we might find that the people out there that wish to buy real State of Hawai‘i bonds to fund our general obligation indebtedness because there is a substitution effect, we will find if we keep expanding this that the demand for our bonds that we need to send will somehow be affected by the SPRBs.

“For that I’m voting with reservations.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1436 was adopted and H.B. No. 1902, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Trimble). Noes, none. Excused, 1 (Bunda).

Stand. Com. Rep. No. 1437 (H.B. No. 92, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1437 was adopted and H.B. No. 92, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1438 (H.B. No. 14, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1438 was adopted and H.B. No. 14, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1439 (H.B. No. 13, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1439 was adopted and H.B. No. 13, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1440 (H.B. No. 429, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1440 was adopted and H.B. No. 429, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1441 (H.B. No. 334, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1441 was adopted and H.B. No. 334, H.D. 1, S.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,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1442 (H.B. No. 870, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1442 was adopted and H.B. No. 870, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1443 (H.B. No. 899, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1443 was adopted and H.B. No. 899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1444 (H.B. No. 506, H.D. 1, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1444 be adopted and H.B. No. 506, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose to speak against the measure as follows:

"Madam President, I rise to speak against H.B. No. 506.

"Madam President, colleagues, I'm rising today hopefully planting the seed of thought with you all regarding the future of energy in these islands. I've done so before in speaking against ethanol legislation and it seems in ensuing years since we last spoke on this issue, much has happened in the world of energy. I will point out what was said last year on the ethanol legislation – that ethanol is labor, land and water intensive, draining resources that could be used for other more beneficial purposes such as food and housing.

"I would also like to say that in the world of energy right now, people are pointing to the wonder of Brazil where most of the propulsion of their cars is by ethanol engine fuel produced by sugarcane ethanol. It sounds great. They're growing energy. But what they're not telling you is that a lot of it comes from sugar, and the sugar has to grow, though a water-intensive crop, on drier land. It cannot grow in the wetlands of the Amazon jungle. So the Amazon jungle is being clear cut so they can grow soybeans and other food sources there and timber so they will have enough of the other land to produce sugar for ethanol.

"In third-world countries they're making terrible choices between growing crops for food or for energy and it just does not make sense for Hawai'i to start down the road of building an ethanol-based fuel system for some additional reasons.

"One of the reasons we're having a difficult time weaning ourselves from coal and oil is because Hawaiian Electric has been allowed over the years to invest huge amounts of money into infrastructure for burning of coal and fossil fuels. And the result is there's a great vested commitment to infrastructure for fossil fuels which is hard to wean from. I would like to suggest if we get in place infrastructure for manufacturing, growing, production and distribution of ethanol, and at some future date when we want to convert to a more renewable, cleaner burning energy source for propulsion of our cars, we'll have a difficult time doing so because we'd have to abandon multi-million dollar commitments to the ethanol infrastructure.

"There's no doubt in anybody's mind that the fuel for propulsion of cars in the future is hydrogen. It's tremendously ironic that we're giving a tax credit to an energy source here when we put so many barriers in front of some of our other natural energy sources such as geothermal, which had to go through over 50 permits and are literally paying a royalty to produce an energy that could supply the entire Big Island and

the spillover energy could be used to produce hydrogen, which could be shipped here to Oahu.

"Ethanol sounds wonderful for the short term, but for the long term I would like to caution the Senate that it is not the best choice for the State of Hawai'i, and therefore I would urge my colleagues, as this bill goes to Conference Committee, to consider the long term ramifications and consider investing more in the future rather than in this labor, water and land intensive product.

"I can stand up and safely say these things about the future of hydrogen because there is a jurisdiction in the world that is using it quite effectively. They're producing it from geothermal wells and propelling their ground transportation with hydrogen, and that is Iceland. There also is a hydrogen experiment going on at the military bases, so it is a technology that's within our reaches and if we invest in ethanol now, it will just further delay the development of a cleaner renewable resource that we could have in abundance and protect our crops for future use for food and other beneficial programs.

"Thank you, Madam President and colleagues, I hope that when this bill does pass when it gets to Conference Committee, that some of what I had to say today will be taken into consideration."

Senator Slom rose in opposition and said:

"Madam President, I, too, rise in opposition to this bill.

"I continue consistently to be in opposition to ethanol. As the good Minority Leader has said, we've had more time now to see some of the things that have occurred and it occurs to me it's very difficult for those that believe in agriculture as a food source would support this bill or a continuation of ethanol subsidy. Those that call themselves environmentalists I think have a hard time justifying the continued subsidy of ethanol.

"We were sold a bill of goods that this was going to be good for Hawai'i, was going to be good for Hawai'i's sugar industry, and yet the fact of the matter is we are still importing ethanol from foreign countries and we are still years away from having any local crops and they will be competing for land use and also for food use. I think that what we've seen over the last couple of years are the unintended consequences of ethanol use. Specifically, those that are in the maritime industry or pleasure boats they find that they cannot in fact use ethanol-based fuels. We have found with cars that there is lower efficiency, lower productivity, lower miles per gallon and higher cost, thus defeating the whole purpose of saving energy and saving cost. We have also seen that there has been damage, physical damage to automobiles, so it's raised the cost to consumers in this state.

"So basically, we're looking at a situation where we are asking to subsidize this one form of alternative energy and when we look at all of the cost together we find that really, and rationally, and practically, the costs are higher than what we have been doing. So we should be looking at other sources of energy. We should certainly be encouraging that, but ethanol is not all that is has been cracked up to be.

"Thank you."

Senator Hooser rose to support the measure and stated:

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

"Many of the comments made by the previous speaker certainly have relevance in the big picture, but I think the reality of our energy usage in our state and in the nation is going to be

a portfolio of solutions. Some of it is going to be ethanol, some is going to be bio-diesel, some is going to be wind, hydrogen certainly is going to play a role as well as fossil fuels. I believe it's important that we support this variety. In fact, I think ethanol is not unique in terms of receiving subsidies. I think if we look at all of our energy development, there's one form of subsidy or another in just about every form of energy.

"Certainly in my district, district seven, and in many rural communities where sugarcane is still a very important part of our community and agriculture in general is an important part, this measure and other similar measures that support bio-fuel crops like ethanol are very important. There are projects underway currently being developed and various stages of funding and development that will be utilizing this. I believe that it's important to keep the country green, keep it green, not to extent where we squeeze out food crops. I would agree with the previous speakers.

"But again, this is important to increasing energy dependence so in fact we can grow our own ethanol and other fuels here, and I urge my colleagues to vote in support.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1444 was adopted and H.B. No. 506, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1445 (H.B. No. 1411, H.D. 2, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1445 be adopted and H.B. No. 1411, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in favor with reservations and said:

"Madam President, I rise to speak in favor with reservations.

"Some of my colleagues are tired of hearing me say the same old thing all the time about this bill year after year. We talk about conformity with the internal revenue code and yet there is no conformity. When we look at the amount that's given for personal exemption, the person in Hawai'i is worth 1/3 of what the person is when filing our federal income taxes.

"So I think if we're genuinely talking about conformity, if we're concerned about being ranked number one in taxation of the poor, if we want to raise the standard of living, if we want to talk about equality, then conformity should mean just that - we conform with the IRS code and a person, a human being in Hawai'i is worth the same amount as he or she is with the federal tax code.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1445 was adopted and H.B. No. 1411, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 1 (Bunda).

Stand. Com. Rep. No. 1446 (H.B. No. 1414, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1446 and H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was deferred until Thursday, April 5, 2007.

Stand. Com. Rep. No. 1447 (H.B. No. 831, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1447 was adopted and H.B. No. 831, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1448 (H.B. No. 1120, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1448 was adopted and H.B. No. 1120, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1449 (H.B. No. 1368, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1449 be adopted and H.B. No. 1368, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure as follows:

"Madam President, I rise in opposition to the bill.

"A special fund by any other name is still a special fund, and so therefore I'll be voting 'no.'

"Thank you."

Senator Baker rose in support of the measure and stated:

"Madam President, I would just note that the special fund already exists. This is an administration bill to merely change the name to make it more appropriate to the entity that it works with.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1449 was adopted and H.B. No. 1368, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1450 (H.B. No. 1007):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1450 was adopted and H.B. No. 1007, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SELF-SUFFICIENCY," having been read

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

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

Stand. Com. Rep. No. 1451 (H.B. No. 1364, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1451 was adopted and H.B. No. 1364, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1452 (H.B. No. 1400):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1452 was adopted and H.B. No. 1400, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1453 (H.B. No. 692, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1453 was adopted and H.B. No. 692, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1454 (H.B. No. 1334, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1454 was adopted and H.B. No. 1334, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1455 (H.B. No. 1014, H.D. 2, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1455 be adopted and H.B. No. 1014, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose to speak against the measure as follows:

"Madam President, I rise to speak against this legislation.

"Briefly and to the point, colleagues, you've heard it before and you're going to hear it many times in the future, education is funded extremely generously by the taxpayers of this state. We do know the budget it approaching \$2.5 billion a year; enrollment is down; the numbers translate to roughly \$12,400 per child. The problem is not lack of money. It's the system is broken.

"I could make the metaphor it's like a farmer going out to the cow every morning and milking the cow and bringing the milk in to feed his children but the bucket he has it in has holes in it.

So he gets in there and decides, well, I'll just go out and squeeze the cow more and see if I can get more milk out of it. What we really need to do is fix the holes in the bucket of public education.

"Public education has not been accountable appropriately. The Department of Education should be audited to find out where the holes are so that we can make more efficient use of taxpayers' money when it comes to educating our children. I think the teachers and children are ultimately the ones losing in a classroom because of the high cost of education as reflected in the cost of the bureaucracy. Preliminarily, when you look at the numbers you can see that that logic may apply.

"So, throwing good money after bad and saying 'yes, we've improved or we've reinvented education, we've reinvented it so well that we have to throw more money at it' just doesn't add up. Madam President and colleagues, sooner or later we have to hold the system accountable. I would say the sooner the better and throwing more money as this bill does under the guise of professional development for teachers is money not well spent.

"Thank you, Madam President."

Senator Trimble rose in opposition and said:

"Madam President, I stand to speak against H.B. No. 1014 but for slightly different reasons.

"Colleagues, this is another wonderful bill. In fact, the only similarity it has with the way it was introduced is its title, relating to education. And by the time it got to Ways and Means, no one submitted comment either for or against it. So we have to go backward in time and see what happened when it was at the Education Committee.

"In the Education Committee, after the hearing, they made eight substantive changes to the bill – number two, removing language, removing the appropriation, removing change to, removing the appropriation, removing amendments to. And so, by the end of the day what you had in this wonderful bill was something that should already be in the Department of Education's budget, which is money for training. So why in God's green earth are we ripping up trees to make paper to have hearings about a bill that should already be in the budget?

"Now if I were as suspicious as my colleague to my right, I would think that the intent is that when it comes back from Conference Committee, it will bear no resemblance to what it is in its current form, but that we'll be lulled into a sense that it is a good bill and we'll all vote in favor of it. And so, to give me a signal that it may not be a good bill, I'm going to vote 'no' now.

"Thank you."

Senator Sakamoto rose in support of the measure as follows:

"Madam President, I rise in support of the measure.

"Whether we're chewing cud and recycling paper or shooting the bull, I believe this measure does help fill some of the holes so we can maintain a qualified teaching force for the students of Hawai'i.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1455 was adopted and H.B. No. 1014, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

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

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

At 12:27 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:28 o'clock p.m.

Stand. Com. Rep. No. 1456 (H.B. No. 504):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1456 was adopted and H.B. No. 504, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, English, Taniguchi).

Stand. Com. Rep. No. 1457 (H.B. No. 338, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1457 and H.B. No. 338, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT,” was deferred until Thursday, April 5, 2007.

Stand. Com. Rep. No. 1458 (H.B. No. 1361, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1458 was adopted and H.B. No. 1361, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 1459 (H.B. No. 1907, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1459 was adopted and H.B. No. 1907, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 1460 (H.B. No. 421, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1460 was adopted and H.B. No. 421, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 1461 (H.B. No. 1294):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1461 was adopted and H.B. No. 1294, entitled: “A BILL FOR AN ACT RELATING TO

THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 1462 (H.B. No. 1287):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1462 was adopted and H.B. No. 1287, entitled: “A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Stand. Com. Rep. No. 1463 (H.B. No. 1353, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1463 was adopted and H.B. No. 1353, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 1376:

On motion by Senator Menor, seconded by Senator Hooser and carried, H.B. No. 1376, entitled: “A BILL FOR AN ACT RELATING TO PETROLEUM-CONTAMINATED SOIL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 1225:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1225, entitled: “A BILL FOR AN ACT RELATING TO SALARY PAYMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 345:

On motion by Senator Nishihara, seconded by Senator Kim and carried, H.B. No. 345, entitled: “A BILL FOR AN ACT RELATING TO HOLIDAYS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

Senator Ige, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 170.

Senator Ige noted:

“Madam President, this deals with asking the State Health Planning and Development Agency to revisit the issue of certain requirements associated with the acquisition of Wilcox Hospital by Hawai'i Pacific Health. Scheduling it for tomorrow would help with our schedule. We have notified all of the

major players involved and they will be able to submit testimony within that timeframe.”

The Chair then granted the waiver.

Senator Baker, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following resolutions:

S.C.R. No. 24;
S.C.R. No. 25;
S.C.R. No. 74;
S.C.R. No. 81; and
S.C.R. No. 115.

Senator Baker noted:

“Madam President, given the time that these must be in position to go to the other Body, this seemed the appropriate time since we were also holding a decision making on one final House bill.”

The Chair then granted the waiver.

At 12:33 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:34 o'clock p.m.

Senator Hee, Chair of the Committee on Judiciary and Labor, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following resolutions:

S.C.R. No. 153;
S.C.R. No. 175;
S.R. No. 106; and
S.R. No. 114.

Senator Hee noted:

“Madam President, the reason for the waiver request is that in the abundance of caution, we were originally going to schedule these matters for Friday, but we will move them to Saturday. However, we want to put them on the record today.”

The Chair then granted the waiver.

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill	Referred to:
No. 257, H.D. 1, S.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

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

Senate Concurrent Resolution	Referred to:
No. 169	Jointly to the Committee on Education and the Committee on Human Services and Public Housing

APPOINTMENT OF CONFEREES

S.B. No. 56, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 56, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 920, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 920, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 921, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 921, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 1528 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1528, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 25, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 25, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nishihara, Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 158 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 158, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Inouye, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 272, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 272, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 349 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 349, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; English, Fukunaga, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 389, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 389, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 714, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 714, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 931, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 931, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1104, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1104, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 1248, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1248, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1253, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1253, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1423 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1423, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hooser, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1513, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1513, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:36 o'clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 5, 2007.

FORTY-FIFTH DAY

Thursday, April 5, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Sam Slom, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Tokuda who was excused.

The President announced that she had read and approved the Journal of the Forty-Fourth Day.

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

Senator Espero commended and congratulated the Hawai'i Association of the Blind on its 40th Anniversary and introduced its founder and President, Warren Toyama; Vice President Filo Tu; and board member Myles Tamashiro.

Senator Espero then introduced Derek Tatsuno and congratulated him on being inducted into the National College Baseball Hall of Fame.

Senator Taniguchi, on behalf of Senator Kim, congratulated Ohana Pacific Bank on the occasion of its First Anniversary and introduced its President and CEO Woon Hyun, and Directors Hyung Cha, Woon Chung and Donald Kang.

Senator Espero congratulated Campbell High School's 2006-2007 Girls Varsity Soccer Team on their State Varsity OIA and Varsity White Western Division Championships, and a first ever third place finish in the United States High School Championship. He also congratulated Campbell High School's 2006-2007 Girls Junior Varsity Soccer Team on their JV OIA and JV White Division II Championships. He then introduced the following coaches and players: Varsity Coach Michael Whitfield; Varsity Team Captain Emily Ragasa; Jr. Varsity Coach Anna Whitfield; and Jr. Varsity Team Captain Randi Wright.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 729, informing the Senate that on April 4, 2007, she signed into law Senate Bill No. 60 as Act 6, entitled: "RELATING TO FOREIGN TIME SHARE PLANS," was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 523 to 534) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 523, returning S.B. No. 618, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by

the House to S.B. No. 618, and requested a conference on the subject matter thereof.

Hse. Com. No. 524, returning S.B. No. 987, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 987, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 525, returning S.B. No. 1161, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1161, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 526, returning S.B. No. 1236, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1236, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 527, returning S.B. No. 1529, S.D. 2, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1529, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 528, returning S.B. No. 1654, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1654, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 529, returning S.B. No. 1709, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1709, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 530, transmitting H.C.R. No. 58, H.D. 1, which was adopted by the House of Representatives on April 4, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 58, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL BRANCHES OF THE UNITED STATES GOVERNMENT TO PROHIBIT DUMPING OF VESSEL SEWAGE IN FEDERAL WATERS IN THE VICINITY OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY," was deferred.

Hse. Com. No. 531, transmitting H.C.R. No. 265, which was adopted by the House of Representatives on April 4, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 265, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE NOMINATION AND DESIGNATION OF THE NORTHWESTERN HAWAIIAN ISLANDS MARINE NATIONAL MONUMENT, PAPAHA NAUMOKU AKEA, AS A WORLD HERITAGE SITE," was deferred.

Hse. Com. No. 532, transmitting H.C.R. No. 333, H.D. 1, which was adopted by the House of Representatives on April 4, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 333, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, IN COLLABORATION WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON HOUSING FOR ESSENTIAL WORKERS," was deferred.

Hse. Com. No. 533, transmitting H.C.R. No. 344, H.D. 1, which was adopted by the House of Representatives on April 4, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 344, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO SUPPORT PROJECT CUDDLE AND ASSESS THE FEASIBILITY OF ADVERTISING ITS HOTLINE," was deferred.

Hse. Com. No. 534, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.B. No. 1153, was placed on file.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1538) recommending that H.B. No. 776, as amended in S.D. 1, 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. 776, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TICKET SALES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1539) recommending that H.B. No. 1264, as amended in S.D. 1, 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. 1264, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1540) recommending that H.B. No. 1339, H.D. 1, as amended in S.D. 1, 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. 1339, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1541) recommending that H.B. No. 1612, as amended in S.D. 1, 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. 1612, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1542) recommending that H.B. No. 483, H.D. 1, as amended in S.D. 1, 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. 483, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECK CASHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1543) recommending that H.B. No. 895, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and H.B. No. 895, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1544) recommending that H.B. No. 854, H.D. 1, as amended in S.D. 1, 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. 854, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1545) recommending that H.B. No. 910, H.D. 1, as amended in S.D. 1, 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. 910, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1546) recommending that H.B. No. 1750, H.D. 2, as amended in S.D. 1, 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. 1750, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1547) recommending that H.B. No. 863, H.D. 1, 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. 863, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senators Fukunaga and Baker, for the Committee on Economic Development and Taxation and the Committee on Ways and Means, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1548) recommending that H.B. No. 1034, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1034, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1549) recommending that H.B. No. 1379, H.D. 1, as amended in S.D. 1, 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. 1379, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1550) recommending that H.B. No. 1306, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1550 and H.B. No. 1306, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1551) recommending that H.B. No. 1256, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1551 and H.B. No. 1256, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO

THE TAX APPEAL COURT," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1552) recommending that H.B. No. 528, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1552 and H.B. No. 528, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1553) recommending that H.B. No. 1260, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1553 and H.B. No. 1260, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1554) recommending that H.B. No. 1399, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1554 and H.B. No. 1399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1555) recommending that H.B. No. 581, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1555 and H.B. No. 581, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1556) recommending that H.B. No. 436, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1556 and H.B. No. 436, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1557) recommending that H.B. No. 1336, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1557 and H.B. No. 1336, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1558) recommending that H.B. No. 1721, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1558 and H.B. No. 1721, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES PERSONNEL," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1559) recommending that H.B. No. 90, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1559 and H.B. No. 90, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1560) recommending that H.B. No. 667, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1560 and H.B. No. 667, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1561) recommending that H.B. No. 1630, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1561 and H.B. No. 1630, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1562) recommending that H.B. No. 325, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1562 and H.B. No. 325, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1563) recommending that H.B. No. 962, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1563 and H.B. No. 962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1564) recommending that H.B. No. 843, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1564 and H.B. No. 843, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1565) recommending that H.B. No. 211, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1565 and H.B. No. 211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL

PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1566) recommending that H.B. No. 277, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1566 and H.B. No. 277, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1567) recommending that H.B. No. 751, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1567 and H.B. No. 751, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1568) recommending that H.B. No. 600, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1568 and H.B. No. 600, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1569) recommending that H.B. No. 1133, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1569 and H.B. No. 1133, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1570) recommending that H.B. No. 162, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1570 and H.B. No. 162, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1571) recommending that H.B. No. 1211, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1571 and H.B. No. 1211, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1572) recommending that H.B. No. 1291, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1572 and H.B. No. 1291, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1573) recommending that H.B. No. 1567, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1573 and H.B. No. 1567, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1574) recommending that H.B. No. 1572, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1574 and H.B. No. 1572, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1575) recommending that H.B. No. 1568, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1575 and H.B. No. 1568, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1576) recommending that H.B. No. 1899, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1576 and H.B. No. 1899, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1577) recommending that H.B. No. 260, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1577 and H.B. No. 260, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS OF RESOURCE VALUE LANDS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1578) recommending that H.B. No. 402, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1578 and H.B. No. 402, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1579) recommending that H.B. No. 248, H.D. 1, as amended in S.D. 1, 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 majority of the Committee was adopted and H.B. No. 248, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1580) recommending that H.B. No. 1836, H.D. 1, as amended in S.D. 1, 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. 1836, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1581) recommending that H.B. No. 1210, H.D. 1, as amended in S.D. 1, 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. 1210, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1582) recommending that H.B. No. 154, H.D. 1, as amended in S.D. 1, 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. 154, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1583) recommending that H.B. No. 855, H.D. 1, as amended in S.D. 1, 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. 855, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1584) recommending that H.B. No. 30, H.D. 2, as amended in S.D. 1, 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. 30, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1585) recommending

that H.B. No. 1171, H.D. 1, as amended in S.D. 1, 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. 1171, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1586) recommending that H.B. No. 500, H.D. 1, as amended in S.D. 1, 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. 500, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1587) recommending that H.B. No. 1200, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1587 and H.B. No. 1200, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1588) recommending that H.B. No. 1212, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1588 and H.B. No. 1212, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1589) recommending that H.B. No. 1328, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1589 and H.B. No. 1328, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1590) recommending that H.B. No. 1518, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1590 and H.B. No. 1518, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1591) recommending that H.B. No. 375, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1591 and H.B. No. 375, H.D. 1, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," was deferred until Tuesday, April 10, 2007.

Senators Hee and Baker, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1592) recommending that H.B. No. 1440, H.D. 3, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1592 and H.B. No. 1440, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1593) recommending that H.B. No. 807, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1593 and H.B. No. 807, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1594) recommending that H.B. No. 1044, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1594 and H.B. No. 1044, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1595) recommending that H.B. No. 1614, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1595 and H.B. No. 1614, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1596) recommending that H.B. No. 55, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1596 and H.B. No. 55, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1597) recommending that H.B. No. 825, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1597 and H.B. No. 825, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1598) recommending that H.B. No. 487, H.D. 1, as amended in S.D. 1, 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.

487, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROGRAMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1599) recommending that H.B. No. 1337, H.D. 1, as amended in S.D. 1, 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. 1337, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1600) recommending that H.B. No. 1833, H.D. 1, as amended in S.D. 1, 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. 1833, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR BUSINESS PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1601) recommending that H.B. No. 936, H.D. 2, as amended in S.D. 1, 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 majority of the Committee was adopted and H.B. No. 936, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senators Taniguchi and Fukunaga, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1602) recommending that H.B. No. 116, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.B. No. 116, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senators Taniguchi and Baker, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Ways and Means, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1603) recommending that H.B. No. 835, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and H.B. No. 835, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second

Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1604) recommending that H.B. No. 1503, H.D. 1, as amended in S.D. 1, 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. 1503, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1605) recommending that H.B. No. 1246, H.D. 1, as amended in S.D. 1, 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. 1246, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1606) recommending that H.B. No. 1155, H.D. 1, as amended in S.D. 1, 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. 1155, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1607) recommending that H.B. No. 1406, H.D. 1, as amended in S.D. 1, 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. 1406, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1608) recommending that H.B. No. 1152, H.D. 1, as amended in S.D. 1, 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. 1152, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1609) recommending that H.B. No. 451, H.D. 1, as amended in S.D. 1, 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. 451, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO GRAFFITI,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1610) recommending that H.B. No. 1818, H.D. 2, as amended in S.D. 1, 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. 1818, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1611) recommending that H.B. No. 1130, H.D. 1, as amended in S.D. 1, 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. 1130, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1612) recommending that H.B. No. 257, H.D. 1, as amended in S.D. 1, 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. 257, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND USE,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1613) recommending that H.B. No. 659, 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. 659, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TARO,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1614) recommending that H.B. No. 1909, H.D. 1, as amended in S.D. 1, 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. 1909, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1615) recommending that H.B. No. 676, H.D. 1, as amended in S.D. 1, 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. 676, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMALS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1616) recommending that H.B. No. 1569, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1616 and H.B. No. 1569, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1617) recommending that H.B. No. 1345, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1617 and H.B. No. 1345, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1618) recommending that H.B. No. 155, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1618 and H.B. No. 155, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1619) recommending that H.B. No. 400, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1619 and H.B. No. 400, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1620) recommending that H.B. No. 1322, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1620 and H.B. No. 1322, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE LICENSING,” was deferred until Tuesday, April 10, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1621) recommending that the Senate advise and consent to the nominations of the following:

CLISSON KUNANE AIPOALANI to the Island Burial Council, Islands of Kaua'i and Ni'ihau, in accordance with Gov. Msg. No. 356; and

CHARLES ANDREW EHRHORN to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 419.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1621 and Gov. Msg. Nos. 356 and 419 was deferred until Tuesday, April 10, 2007.

Senators Sakamoto and Menor, for the Committee on Education and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 1622) recommending that S.C.R. No. 194, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1622 and S.C.R. No. 194, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE MOLUCCA ALBIZIA TREE," was deferred until Tuesday, April 10, 2007.

Senators Sakamoto and Nishihara, for the Committee on Education and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 1623) recommending that S.C.R. No. 42, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1623 and S.C.R. No. 42, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PROVIDE EXPERIENTIAL LEARNING OPPORTUNITIES FOR STUDENTS," was deferred until Tuesday, April 10, 2007.

Senators Sakamoto and Nishihara, for the Committee on Education and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 1624) recommending that S.R. No. 22, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1624 and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PROVIDE EXPERIENTIAL LEARNING OPPORTUNITIES FOR STUDENTS," was deferred until Tuesday, April 10, 2007.

Senators Ige and Sakamoto, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1625) recommending that S.C.R. No. 113 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1625 and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS," was deferred until Tuesday, April 10, 2007.

Senators Ige and Sakamoto, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1626) recommending that S.R. No. 70 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1626 and S.R. No. 70, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND

PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS," was deferred until Tuesday, April 10, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1627) recommending that S.C.R. No. 212, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1627 and S.C.R. No. 212, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TEMPORARY TASK FORCE TO EXAMINE ALL RELEVANT ISSUES, OTHER THAN MEDICAL MALPRACTICE LIABILITY AND INSURANCE PREMIUMS, THAT MAY CONTRIBUTE TO THE EXODUS OF PHYSICIANS FROM THE STATE," was deferred until Tuesday, April 10, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1628) recommending that S.C.R. No. 202 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1628 and S.C.R. No. 202, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE'S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS," was deferred until Tuesday, April 10, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1629) recommending that S.R. No. 129 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1629 and S.R. No. 129, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE'S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS," was deferred until Tuesday, April 10, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1630) recommending that S.C.R. No. 216 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1630 and S.C.R. No. 216, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS," was deferred until Tuesday, April 10, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1631) recommending that S.R. No. 140 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1631 and S.R. No. 140, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS," was deferred until Tuesday, April 10, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1632) recommending that S.C.R. No. 64, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1632 and S.C.R. No. 64, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A HAWAIIAN HOMESTEAD COMMUNITY SELF-GOVERNANCE TASK FORCE," was deferred until Tuesday, April 10, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1535 (Gov. Msg. Nos. 335, 336, 337 and 338):

Senator Menor moved that Stand. Com. Rep. No. 1535 be received and placed on file, seconded by Senator Hooser and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Environmental Council of the following:

DAVID ATKIN, term to expire June 30, 2011 (Gov. Msg. No. 335);

DAVID SPENCER BYLUND, term to expire June 30, 2011 (Gov. Msg. No. 336);

CHESTER ISAMU SAITO, term to expire June 30, 2011 (Gov. Msg. No. 337); and

MARY STEINER, term to expire June 30, 2011 (Gov. Msg. No. 338),

seconded by Senator Hooser.

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

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

Stand. Com. Rep. No. 1536 (Gov. Msg. Nos. 478, 479, 567 and 568):

Senator English moved that Stand. Com. Rep. No. 1536 be received and placed on file, seconded by Senator Inouye and carried.

Senator English then moved that the Senate advise and consent to the nominations to the Hawai'i Sister State Committee of the following:

LISA TERUKA MARUYAMA, term to expire June 30, 2011 (Gov. Msg. No. 478);

SHERRY R. MENOR, term to expire June 30, 2011 (Gov. Msg. No. 479);

ROMY M. CACHOLA, term to expire June 30, 2010 (Gov. Msg. No. 567); and

ANITA MAE K. NAONE, term to expire June 30, 2009 (Gov. Msg. No. 568),

seconded by Senator Inouye.

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

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

Stand. Com. Rep. No. 1537 (Gov. Msg. Nos. 496, 497 and 534):

Senator English moved that Stand. Com. Rep. No. 1537 be received and placed on file, seconded by Senator Inouye and carried.

Senator English then moved that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

JOHN B. RAY, term to expire June 30, 2010 (Gov. Msg. No. 496);

DAVID K. SPROAT, term to expire June 30, 2011 (Gov. Msg. No. 497); and

JOHN JAY ROMANOWSKI, term to expire June 30, 2011 (Gov. Msg. No. 534),

seconded by Senator Inouye.

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

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

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 4, 2007

Stand. Com. Rep. No. 1526 (S.C.R. No. 135, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 135, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH COMPLEX WITHIN THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF THE SCHOOLS WITHIN THE COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was adopted.

Stand. Com. Rep. No. 1527 (S.R. No. 90, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 90, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING EACH COMPLEX WITHIN THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF THE SCHOOLS WITHIN THE COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE

AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was adopted.

Stand. Com. Rep. No. 1528 (S.C.R. No. 137):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DESIGN A LONG-TERM COMPREHENSIVE FINANCIAL PLAN," was adopted.

Stand. Com. Rep. No. 1529 (S.C.R. No. 53, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 53, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS," was adopted.

Stand. Com. Rep. No. 1530 (S.R. No. 28, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE USE OF COMPACT FLUORESCENT LIGHT BULBS," was adopted.

Stand. Com. Rep. No. 1531 (S.C.R. No. 108):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007," was adopted.

Stand. Com. Rep. No. 1532 (S.R. No. 65):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 65, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007," was adopted.

Stand. Com. Rep. No. 1533 (S.C.R. No. 157):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 157, entitled: "SENATE CONCURRENT RESOLUTION E HO'OKIPA ANA I KA 'AHAHUI KAUMOKU'AINA NO KA HO'ONA'AUAO 'ILIKINI," was adopted.

Stand. Com. Rep. No. 1534 (S.R. No. 108):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 108, entitled: "SENATE RESOLUTION E HO'OKIPA ANA I KA 'AHAHUI KAUMOKU'AINA NO KA HO'ONA'AUAO 'ILIKINI," was adopted.

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, APRIL 4, 2007

H.B. No. 1358, H.D. 1, S.D. 1:

Senator Espero moved that H.B. No. 1358, H.D. 1, S.D. 1, be recommitted jointly to the Committee on Public Safety and the Committee on Human Services and Public Housing, seconded by Senator Chun Oakland.

Senator Espero noted:

"Madam President, we will be recommitting this measure because we do intend to move to agree with the companion S.B. No. 1444, S.D. 1, H.D. 1."

The motion was put by the Chair and carried, H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was recommitted jointly to the Committee on Public Safety and the Committee on Human Services and Public Housing.

H.B. No. 987, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 987, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hee then offered the following amendment (Floor Amendment No. 8) to H.B. No. 987, H.D. 1, S.D. 1:

SECTION 1. H.B. No. 987, H.D. 1, S.D. 1, Section 1, is amended by amending page 2, lines 1 to 5 to read:

"(2) Any action performed by an off-duty police officer while effecting an arrest or performing any other police duty; or

(3) Any action performed by the police officer while on special duty status."

SECTION 2. H.B. No. 987, H.D. 1, S.D. 1, Section 1, is amended by deleting paragraph (4) on page 2, lines 6 to 8.

SECTION 3. H.B. No. 987, H.D. 1, S.D. 1, Section 2, is amended by underscoring the period on page 3, line 9, as follows:

"judicial review."

Senator Hee moved that Floor Amendment No. 8 be adopted, seconded by Senator Kokubun.

Senator Hee rose in favor of the amendment and said:

"Madam President, after persuasive argument from my colleague to my left, there was no question in my mind when he was done that this amendment had to be made, that any action done by a police officer when it is alleged that the police officer was acting while under the color of law was too broad a description and that it overreached itself into the 1983 civil rights action. For those reasons, Madam President, I wish to support it."

The motion to adopt Floor Amendment No. 8 was put by the Chair and carried.

By unanimous consent, H.B. No. 987, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Stand. Com. Rep. No. 1446 (H.B. No. 1414, H.D. 1, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1446 be adopted and H.B. No. 1414, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 9) to H.B. No. 1414, H.D. 1, S.D. 1:

SECTION 1. H.B. No. 1414, H.D. 1, S.D. 1, Section 4, page 4, line 8, is amended by changing the amount listed from \$4,500,000 to \$5,041,691 and the percentage listed from 0.084 per cent to 0.094 per cent.

SECTION 2. H.B. No. 1414, H.D. 1, S.D. 1, Section 5, page 4, line 16, is amended by changing the amount listed from \$4,500,000 to \$5,041,691.

Senator Baker moved that Floor Amendment No. 9 be adopted, seconded by Senator Tsutsui.

Senator Baker rose in favor of the amendment and said:

"Madam President, colleagues, the amendment would add an additional \$541,000 and change to this emergency appropriation requested by the Governor. After this measure was considered and decked by your Committee on Ways and Means, we received additional information verifying that an additional amount is required. If we can make this amendment, perhaps the House can agree and it would save us one item in Conference.

"These are all items that have been verified as being required to be reimbursed to or spent for the Department of Taxation in their collection efforts on the county surcharge of the general excise tax."

Senator Slom rose in opposition and stated:

"Madam President, I rise in opposition to the amendment.

"I oppose the bill and I oppose the amendment. We're raising the amount now to \$5,041,000. This is for the State Department of Taxation as a reimbursement for the cost for collecting the .5 percent surcharge at the county level. Colleagues, you may recall that the State Department of Taxation testified against the collection process all along two years ago. The Governor in allowing the bill to become law stated over and over again that this was because of county home rule.

"The county initially said that they would take on the responsibility of collecting this tax. This is not supposed to have anything to do with the state whatsoever, yet what we know is this 12½ percent tax increase that started January 1st has increased the tax burden to all of our taxpayers. And the fact that the state wants \$5 million to help collect this tax is ludicrous in knowing that first of all 10 percent of the collection already goes to the state and the 10 percent is now estimated to be between \$15 and \$20 million. We don't know what's going to happen to that \$15 or \$20 million. Apparently it will go to the general fund, but now we're asking for another \$5 million and we don't know why the State Department of Taxation or the state requires this money. It certainly is not an emergency because the city and county has been collecting the money since

January 1st and if anything, the city and county should pay the money and not the taxpayers of this state.

"So, we've not been told how much the actual cost of administration will be. It's supposed to be a home rule issue with the City and County of Honolulu and I think it is wrong for us to continue to provide money for this increased tax surcharge.

"Thank you."

Senator Baker rose in support and said:

"Madam President, I rise in support of this measure because we do have the information.

"When the measure was passed and an agreement was reached with the City and County of Honolulu, they guaranteed \$5 million to provide this. We gave no additional resources to DOTAX for FY07. They've worked within the guarantee given by the city and county. Due to space, time, and resource constraints, they deferred some of the compliance to 2008 and after, but these are the items that have to do with taxpayer education and outreach, posting and printing, notifying the GE taxpayers of the changeover. This is some one-time operational charges. It is some staffing charges. It's to help with the system modification that's going to ultimately benefit other taxpayers as well.

"So these are actually very appropriate charges that need to be provided. They came as a request from the administration. We are actually fulfilling our duties in this regard and I urge my colleagues to vote for the amendment as well as the bill to follows.

"Thank you."

The motion to adopt Floor Amendment No. 9 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 1446 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, H.B. No. 1414, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," was placed on the calendar for Third Reading on Tuesday, April 10, 2007.

Stand. Com. Rep. No. 1457 (H.B. No. 338, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1457 and H.B. No. 338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred until Tuesday, April 10, 2007.

THIRD READING

Stand. Com. Rep. No. 1470 (H.B. No. 1529, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1470 was adopted and H.B. No. 1529, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1471 (H.B. No. 1289, H.D. 2, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1471 was adopted and H.B. No. 1289, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1472 (H.B. No. 567, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1472 was adopted and H.B. No. 567, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR SPORTS FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1473 (H.B. No. 1403, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1473 was adopted and H.B. No. 1403, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1474 (H.B. No. 869, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1474 be adopted and H.B. No. 869, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose with reservations and said:

"Madam President, I rise with reservations.

"This measure has good intentions. Unfortunately, it doesn't get to the crux of the issue. The amount of transportation you need is dependent upon your zoning laws, the way land is used, the model you have for your urban city, and unless these are specifically address, then most of the effort that will go into this will be wasted energy.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1474 was adopted and H.B. No. 869, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Trimble). Noes, none. Excused, 1 (Tokuda).

Stand. Com. Rep. No. 1475 (H.B. No. 18, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1475 be adopted and H.B. No. 18, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

"Madam President, I rise in opposition.

"Colleagues, if we pass this measure then the certification of teachers will be done by exception and not by the rule. It will turn into at least the suspicion of it's who you know, not what you know. If we're going to go in this direction, why don't we at least say that each Senator can have a 'get out of jail free' card every year and we can make sure that we allocate this right to the best and highest possible use.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1475 was adopted and H.B. No. 18, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Tokuda).

Stand. Com. Rep. No. 1476 (H.B. No. 15, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1476 be adopted and H.B. No. 15, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to oppose the measure and stated:

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

"Again, this is yet another special fund that's being created this Session. This is the Felix stipend program special fund in which monies from students who have breached their contractual obligations are supposed to be deposited, plus an unknown amount of state appropriations."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1476 was adopted and H.B. No. 15, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Tokuda).

Stand. Com. Rep. No. 1477 (H.B. No. 1372, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1477 was adopted and H.B. No. 1372, H.D. 1, S.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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1478 (H.B. No. 1477, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1478 was adopted and H.B. No. 1477, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1479 (H.B. No. 149, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1479 be adopted and H.B. No. 149, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose to speak against the measure as follows:

“Madam President, I rise to speak against this legislation.

“This sounds like a compassionate thing to do with people that have incurred damage to their home because of the earthquake of October 15th last year. But analyzing it further I think we have to look at what this may in fact be doing over the long run. This is turning the state into a de facto insurer or underwriter of protection of people’s homes. It’s a laudable cause, but in fact is this going to be an entitlement in the future? Are taxpayers throughout this state who have not fulfilled their own personal responsibility to protect their own property with adequate insurance going to be turning to the state every time their home is damaged?”

“There’s another problem with this legislation. Though the payout method is indexed and it would help the working poor, the benefits are not indexed, so in many cases the working poor or the poor in this state will be underwriting repairing homes of some very wealthy people that otherwise should be doing it under their own recognizance.

“For these two reasons I think we’re headed down a bad path with legislation that is going to provide insurance or de facto insurance for homeowners that suffer damage who otherwise should have prepared and taken care of themselves. I’d urge my colleagues to consider this perspective in the future consideration of this legislation and I will be voting ‘no’ today.

“Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1479 was adopted and H.B. No. 149, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DISASTER RELIEF,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, Tokuda).

Stand. Com. Rep. No. 1480 (H.B. No. 575, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1480 was adopted and H.B. No. 575, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Tokuda).

Stand. Com. Rep. No. 1481 (H.B. No. 1005, H.D. 2, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1481 be adopted and H.B. No. 1005, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition.

“I do not question the need to restructure. I do question the level of specificity in the bill when you get down to talk about

specific job titles. I think we’re going beyond what the Legislature should do in terms of crafting law. I think we should set the broad general overtone and leave it to the executive branch to actually come forward and determine the specific jobs that exist.

“The reason why this is important is over time, conditions change and we should not have to continually come back to the Legislature to change job titles or positions every time there’s a change in circumstance.

“Thank you.”

Senator Baker rose to support the measure and stated:

“Madam President, I rise in support of this measure.

“Just for the members’ note, a number of these positions are already in the statute. The request from B&F, DCCA and the PUC is to continue the positions but to clarify that some of them are exempt, some of them are not. That’s why you find this language as it is, and I urge my colleagues to support it.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1481 was adopted and H.B. No. 1005, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Bunda, Tokuda).

Stand. Com. Rep. No. 1482 (H.B. No. 24, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1482 was adopted and H.B. No. 24, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TEACHERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Tokuda).

Stand. Com. Rep. No. 1483 (H.B. No. 767, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1483 was adopted and H.B. No. 767, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Tokuda).

H.B. No. 1207, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1207, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DISHONORED PAYMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Tokuda).

H.B. No. 513, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 513, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Tokuda).

H.B. No. 1931, S.D. 1:

Senator Baker moved that H.B. No. 1931, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

At 12:28 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:29 o'clock p.m.

Senator Trimble rose in opposition to the measure as follows:

"Madam President, I rise in opposition to H.B. No. 1931.

"Colleagues, I think it is appropriate if this special purpose revenue bonds extension is heard or considered by the Senate that it at least have been referred to the Energy Committee because it deals with a cogeneration facility. It was not heard by the Energy Committee. There was not a determination that the project is still in the public interest and that is the importance of the legislative process – to hear a SPRB and determine that it is in the public interest.

"Since the time that this project was first announced, the conditions on the Big Island have changed dramatically in terms of where people live. And so what might have been appropriate 10 years ago or 12 years ago may not be appropriate today. Also, the fuel consumed to generate electricity and how we view that fuel may be very different today than it was 15 years ago.

"Now, my memory is probably not as good as your's, but when the project was originally proposed, I thought it was going to burn coal. I have seen nothing to indicate that it will not burn coal. And if it is true, I would at least think that before you vote 'yes,' you would determine what fuel was going to be used to fire this cogeneration unit. Without this kind of information, how can we say the project is still in the public interest?"

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Slom, Trimble). Excused, 3 (Bunda, Sakamoto, Tokuda).

H.B. No. 1103, S.D. 1:

On motion by Senator Nishihara, seconded by Senator Kim and carried, H.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

H.B. No. 1227, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1227, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

At 12:32 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:32 o'clock p.m.

Stand. Com. Rep. No. 1516 (H.B. No. 1338, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1516 was adopted and H.B. No. 1338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

Stand. Com. Rep. No. 1517 (H.B. No. 598, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1517 was adopted and H.B. No. 598, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

Stand. Com. Rep. No. 1518 (H.B. No. 1278, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1518 was adopted and H.B. No. 1278, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SITE CLEANUP," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

Stand. Com. Rep. No. 1519 (H.B. No. 1377):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1519 was adopted and H.B. No. 1377, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Bunda, Sakamoto, Tokuda).

Stand. Com. Rep. No. 1520 (H.B. No. 1452, H.D. 1, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1520 be adopted and H.B. No. 1452, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose to speak against the measure as follows:

“Madam President, I rise to speak against this legislation, H.B. No. 1452.

“In doing so, I want to commend the Chairman of the IGM Committee for her moderation on this legislation; nevertheless, it is on the Floor today to be voted upon and must become commented upon for the purposes of entering into the record some accurate information regarding this legislation. It should be noted that with the exception of General Lee, testifiers in favor of this costly and possibly uncalled for testing of uranium were predominately made up of anti-war and anti-military protestors exercising their First Amendment rights.

“This begs the question, though, who is representing the people they claim they want to protect, especially the military men and women who were supposedly victimized by the military’s use of depleted uranium. Obviously, the majority of testifiers, from my perspective, were more interested in bashing the military than protecting the health and welfare of the people in this state. The record speaks for itself. If you want to look at their testimony, it’s available I’m sure.

“The second point I want us all to consider in addressing this is what is the credibility of the testimony offered? There were a lot of scientific facts bantered around at the hearing. Let’s take a look at the credibility of just one testifier. You know, a picture says a thousand words and a picture was held up of a deformed child. It really rips at one’s heart to see it. But extrapolated from that terrible picture by a testifier was the fact that this was a birth defect caused by depleted uranium and its effect on Persian Gulf war fighters. This particular testifier we did some research on and she continues to spread falsehoods about the connection between depleted uranium and birth defects. As recently as August 9, 2005, she wrote the following in an article in the *Battle Creek Enquirer* and she said, ‘In some studies of soldiers who had normal babies before the war, 67 percent of the post-war babies are born with severe birth defects – missing brains, eyes, organs, legs and arms, and blood diseases.’ It’s a pretty strong statement, Madam President and colleagues, but was it true? According to the Centers for Disease Control and Prevention, it wasn’t. If you go to their website you’ll see they contradict that statement with saying the Centers for Disease Control and Prevention (CDC) in conjunction with the Mississippi State Department of Health showed no increase in birth defects or illnesses among children born to Persian Gulf veterans in the two National Guard units.

“So it really begs for the credibility of those people that were testifying, especially when the poster girl for their testimony has some credibility problems within her own right. It should be noted that she went on to talk about depleted uranium and radioactive isotopes being detected in Pohakuloa on the Big Island. Once again, outright false.

“Our own General Lee, upon hearing that testimony, sent out a test which was conducted on March 7th. I’ll read from the report, the 93rd WMD CST’s 22nd, March 7th radiological survey on the Big Island – I won’t go into technology here – ‘to include vehicle air filters in 25-mile stretch of the Saddle Road through PTA surveys conducted in one mile increments has been completed. None of the irradiation readings were above normal background levels. The radiological instruments used

were set at the most sensitive settings. Given the information, recommends no further action.’

“This lady also represents herself to be an expert in this area yet will supply no documentation of her background to claim to be an expert in this area. She’s a graduate of a college and holds a degree in behavioral psychology.

“So I would suggest this is politically correct hysteria at work. The only person that really was there to testify on behalf of our military and on behalf of the men and women who oftentimes will sacrifice their lives to defend these people’s rights to bash them testified just the opposite saying that these tests are not needed. So the lies and misrepresentations and the bashing of armed military men and women warrants us to take a real close look as to what the real purpose of this bill is.

“I’d urge my colleagues to reconsider voting ‘yes’ in favor. Save the money that our state would spend on doing this testing and maybe we can spend it on helping some kids that really have birth defect problems because of other causes. It should be noted that this is an expensive endeavor. Also, there’s a little bit of lunacy in it. We were told time and time again by the protestors, who had no expertise in science or in documentation or a record of knowing anything about this, who kept telling us that the life of these radioactive isotopes was four billion years, and yet they want us to test year in and year out. They originally wanted us to test once every three months throughout every military base in the state.

“I don’t think the military nor the taxpayers of this state need this type of harassment. It’s time we start doing what is right for the taxpayers rather than what’s politically correct for a handful of radical, radical dissenters who seem more interested in blaming America for the world’s problems than helping our military fight the enemies who would otherwise eradicate us.

“So I’d urge my colleagues to vote ‘no’ against this legislation.”

Senator Hooser rose in support of the measure and stated:

“Madam President, I rise in support of this measure.

“Madam President, this measure’s intent is to actually protect the health and safety of our fine men and women in the military, and I, for one, don’t believe we should spare expense in this area, especially since this is merely to test. If the test proves that there’s no depleted uranium and there’s no health risk, then that would be a good thing. But if the tests show otherwise then I think it certainly warrants us to do what we can to insure, again, the health and safety of our troops.

“I don’t think there’s any debate whatsoever in the scientific or health community that depleted uranium poses significant health risks to our troops. And I don’t think there’s any debate that depleted uranium has been used on military bases here in Hawai’i, and I certainly hope there’s no debate on whether or not we should do everything we can, again, to look after the health and safety of our men, women, and troops.

“So, I urge my colleagues to vote in support of this measure. Thank you.”

Senator Hemmings rose to respond as follows:

“Madam President, I should enter into the record, since I’ve poured so much of my effort into this, that the military testified against this bill. They’re interested in the health and safety first and foremost of their people. Quite frankly, the military leaders I spoke to were quite insulted by the onslaught of attack on

them personally and their integrity. I might mention, too, that the flag officers who spoke against this legislation that I spoke to were once themselves rank and file military people.

“The military is a meritocracy. The generals, the admirals, and the leaders of the military are not an elite people. They’re appointed to be there for any other reason than they earned their way to leadership, many of them starting out in the field as armed infantrymen, in this particular instance.

“There’s much discussion about depleted uranium and the number of rads that it would emit. From the information we’ve received from the experts, including General Lee who is the only one who testified that has the background on it – General Lee was once involved in Pearl Harbor’s nuclear fission programs with the submarines – they say that depleted uranium does not indeed have the disastrous effect, in fact no more disastrous effect than some x-rays may have.

“So I would suggest that the bashing of the military and the misinformation that was put out was for some ulterior motives other than protecting the military, because the military itself has testified and gone on record against this through the good words of General Lee.

“I will also let you know that depleted uranium now, according to the general in charge of the Pacific for the army, is not being utilized in munitions and it’s a Department of Defense order that it not be. This was last used in 1961 when the United States was in a cold war with Russia and was trying to deter a confrontation with the communist empire of the Soviet Union by being strong. It’s called peace through strength; the same people that advocated for this bill to pass were bashing that concept back then. The record will show that we won the cold war for being strong and this bill is nothing more than an attempt to further badmouth the military and the leaders that testified against it.

“Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1520 was adopted and H.B. No. 1452, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Hemmings, Slom). Excused, 4 (Bunda, Sakamoto, Taniguchi, Tokuda).

Stand. Com. Rep. No. 1521 (H.B. No. 119, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1521 was adopted and H.B. No. 119, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Sakamoto, Taniguchi, Tokuda).

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

Senate Concurrent Resolution	Referred to:
No. 101	Committee on Energy and Environment
No. 114	Committee on Energy and Environment
No. 134	Committee on Education

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following Senate resolutions that were offered:

Senate Resolution	Referred to:
No. 61	Committee on Energy and Environment
No. 71	Committee on Energy and Environment

RECONSIDERATION OF ACTION TAKEN

S.B. No. 1444, S.D. 1 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 4, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1444, S.D. 1, seconded by Senator Chun Oakland and carried.

Senator Espero moved that the Senate agree to the amendments proposed by the House to S.B. No. 1444, S.D. 1, seconded by Senator Chun Oakland.

Senator Espero noted:

“Madam President, this measure is regarding the purpose of the Hawai’i Youth Correctional Facility. The amendments are minor and technical in nature and do not impact the bill that we have.

“Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1444, S.D. 1, and S.B. No. 1444, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY,” was placed on the calendar for Final Reading on Tuesday, April 10, 2007.

STANDING COMMITTEE REPORTS

On motion by Senator Ige, seconded by Senator Whalen and carried unanimously, the Senate authorized the Clerk to receive standing committee reports recommending that House bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 12:48 o’clock p.m., the Senate took the following actions on the following House bills and standing committee reports:

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1633) recommending that H.B. No. 1435, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1633 and H.B. No. 1435, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII

ENDOWMENT FUND," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1634) recommending that H.B. No. 310, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1634 and H.B. No. 310, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1635) recommending that H.B. No. 777, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1635 and H.B. No. 777, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1636) recommending that H.B. No. 1787, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1636 and H.B. No. 1787, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1637) recommending that H.B. No. 1670, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1637 and H.B. No. 1670, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1638) recommending that H.B. No. 226, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1638 and H.B. No. 226, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1639) recommending that H.B. No. 1356, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1639 and H.B. No. 1356, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1640) recommending that H.B. No. 104, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1640 and H.B. No. 104, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO HEALTH," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1641) recommending that H.B. No. 1008, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1641 and H.B. No. 1008, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1642) recommending that H.B. No. 367, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1642 and H.B. No. 367, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERVENTION SUBSTANCE ABUSE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1643) recommending that H.B. No. 531, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1643 and H.B. No. 531, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1644) recommending that H.B. No. 1746, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1644 and H.B. No. 1746, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1645) recommending that H.B. No. 859, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1645 and H.B. No. 859, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1646) recommending that H.B. No. 1500, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1646 and H.B. No. 1500, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1647) recommending that H.B. No. 1570, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1647 and H.B. No. 1570, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE

BARGAINING COST ITEMS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1648) recommending that H.B. No. 379, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1648 and H.B. No. 379, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO WITNESSES,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1649) recommending that H.B. No. 497, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1649 and H.B. No. 497, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1650) recommending that H.B. No. 1605, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1650 and H.B. No. 1605, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1651) recommending that H.B. No. 249, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1651 and H.B. No. 249, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HUNTING TOURISM,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1652) recommending that H.B. No. 34, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1652 and H.B. No. 34, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1653) recommending that H.B. No. 250, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1653 and H.B. No. 250, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1654) recommending that H.B. No. 399, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1654 and H.B. No. 399, H.D. 1, S.D. 2, entitled: “A BILL FOR AN

ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1655) recommending that H.B. No. 1221, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1655 and H.B. No. 1221, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1656) recommending that H.B. No. 1270, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1656 and H.B. No. 1270, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STATE PLANNING,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1657) recommending that H.B. No. 902, H.D. 2, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1657 and H.B. No. 902, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS,” was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1658) recommending that H.B. No. 10, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1658 and H.B. No. 10, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS,” was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1659) recommending that H.B. No. 71, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1659 and H.B. No. 71, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NURSE AIDES,” was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1660) recommending that H.B. No. 1456, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1660 and H.B. No. 1456, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1661) recommending that H.B. No. 1479, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1661 and H.B. No. 1479, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1662) recommending that H.B. No. 1641, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1662 and H.B. No. 1641, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1663) recommending that H.B. No. 1018, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1663 and H.B. No. 1018, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1664) recommending that H.B. No. 1950, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1664 and H.B. No. 1950, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1665) recommending that H.B. No. 426, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1665 and H.B. No. 426, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1666) recommending that H.B. No. 791, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1666 and H.B. No. 791, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," was deferred until Tuesday, April 10, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1667) recommending that H.B. No. 1628, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1667 and H.B. No. 1628, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1668) recommending that H.B. No. 833, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1668 and H.B. No. 833, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1669) recommending that H.B. No. 356, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1669 and H.B. No. 356, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1670) recommending that H.B. No. 1830, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1670 and H.B. No. 1830, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1671) recommending that H.B. No. 469, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1671 and H.B. No. 469, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1672) recommending that H.B. No. 964, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1672 and H.B. No. 964, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1673) recommending that H.B. No. 1757, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1673 and H.B. No. 1757, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 10, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1674) recommending that H.B. No. 1608, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1674 and H.B. No. 1608, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1675) recommending that H.B. No. 1866, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1675 and H.B. No. 1866, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1676) recommending that H.B. No. 1004, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1676 and H.B. No. 1004, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1677) recommending that H.B. No. 1001, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1677 and H.B. No. 1001, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1678) recommending that H.B. No. 1268, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1678 and H.B. No. 1268, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1679) recommending that H.B. No. 1083, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1679 and H.B. No. 1083, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1680) recommending that H.B. No. 1003, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1680 and H.B. No. 1003, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1681) recommending that H.B. No. 150, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1681 and H.B. No. 150, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1682) recommending that H.B. No. 1359, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1682 and H.B. No. 1359, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1683) recommending that H.B. No. 212, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1683 and H.B. No. 212, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1684) recommending that H.B. No. 1220, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1684 and H.B. No. 1220, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1685) recommending that H.B. No. 1292, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1685 and H.B. No. 1292, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1686) recommending that H.B. No. 760, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1686 and H.B. No. 760, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1687) recommending that H.B. No. 1231, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1687 and H.B. No. 1231, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1688) recommending that H.B. No. 357, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1688 and H.B. No. 357, H.D. 2, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO TRAFFIC SAFETY,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1689) recommending that H.B. No. 1277, H.D. 2, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1689 and H.B. No. 1277, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TAX CREDITS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1690) recommending that H.B. No. 1639, H.D. 2, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1690 and H.B. No. 1639, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1691) recommending that H.B. No. 1114, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1691 and H.B. No. 1114, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1692) recommending that H.B. No. 1283, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1692 and H.B. No. 1283, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1693) recommending that H.B. No. 718, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1693 and H.B. No. 718, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAKAAKO,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1694) recommending that H.B. No. 1516, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1694 and H.B. No. 1516, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS AT AND THE RELOCATION OF HONOLULU MARINE, INC. TO KEEHI SMALL BOAT HARBOR,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1695) recommending that H.B. No. 652, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1695 and H.B. No. 652, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DAM SAFETY,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1696) recommending that H.B. No. 1095, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1696 and H.B. No. 1095, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1697) recommending that H.B. No. 1493, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1697 and H.B. No. 1493, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1698) recommending that H.B. No. 861, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1698 and H.B. No. 861, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORKS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1699) recommending that H.B. No. 1063, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1699 and H.B. No. 1063, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1700) recommending that H.B. No. 1201, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1700 and H.B. No. 1201, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,” was deferred until Tuesday, April 10, 2007.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1701) recommending that H.B. No. 1848, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1701 and H.B. No. 1848, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES,” was deferred until Tuesday, April 10, 2007.

ADJOURNMENT

At 8:00 o'clock p.m., the Senate adjourned until 10:00 o'clock a.m., Tuesday, April 10, 2007.

FORTY-SIXTH DAY

Tuesday, April 10, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i Regular Session of 2007, convened at 10:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Frank Chong, AlohaCare, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-Fifth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 730, dated March 30, 2007, transmitting the Employees' Retirement System's Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2006, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 535 to 547) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 535, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 13, H.D. 1 (S.D. 1);
 H.B. No. 14, H.D. 1 (S.D. 1);
 H.B. No. 17, H.D. 1 (S.D. 1);
 H.B. No. 92, H.D. 1 (S.D. 1);
 H.B. No. 334, H.D. 1 (S.D. 1);
 H.B. No. 506, H.D. 1 (S.D. 1);
 H.B. No. 692, H.D. 2 (S.D. 1);
 H.B. No. 831, H.D. 2 (S.D. 1);
 H.B. No. 870, H.D. 1 (S.D. 1);
 H.B. No. 899, H.D. 1 (S.D. 1);
 H.B. No. 1014, H.D. 2 (S.D. 1);
 H.B. No. 1120, H.D. 2 (S.D. 1);
 H.B. No. 1334, H.D. 1 (S.D. 1);
 H.B. No. 1353, H.D. 1 (S.D. 1);
 H.B. No. 1361, H.D. 1 (S.D. 1);
 H.B. No. 1364, H.D. 2 (S.D. 1);
 H.B. No. 1368 (S.D. 1);
 H.B. No. 1411, H.D. 2 (S.D. 1); and
 H.B. No. 1902 (S.D. 1),

was placed on file.

Hse. Com. No. 536, returning S.B. No. 1956, which passed Third Reading in the House of Representatives on April 5, 2007, was placed on file.

Hse. Com. No. 537, returning S.B. No. 55, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 55, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 538, returning S.B. No. 784, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 784, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 539, returning S.B. No. 866, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 866, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 540, returning S.B. No. 1047, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1047, and requested a conference on the subject matter thereof.

Hse. Com. No. 541, returning S.B. No. 1063, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

Senator Hee moved that the Senate agree to the amendments proposed by the House to S.B. No. 1063, S.D. 1, seconded by Senator Kokubun.

Senator Hee noted:

"Madam President and members of the Senate, the amendments that the House made, frankly, gives some clarity to the bill relating to vacancies. It clearly makes the bill a better bill than when it went from the Senate to the House. I urge my colleagues to vote this bill up.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1063, S.D. 1, and S.B. No. 1063, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," was placed on the calendar for Final Reading on Thursday, April 12, 2007.

Hse. Com. No. 542, returning S.B. No. 1675, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1675, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 543, transmitting H.C.R. No. 82, which was adopted by the House of Representatives on April 5, 2007, was placed on file.

By unanimous consent, H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING APRIL 30 OF EVERY YEAR AS HAWAIIAN RESTORATION DAY," was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 544, transmitting H.C.R. No. 280, which was adopted by the House of Representatives on April 5, 2007, was placed on file.

By unanimous consent, H.C.R. No. 280, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CONDUCT A STUDY ON CREATING A ONE-STOP PERMIT SHOP FOR RENEWABLE ENERGY PROJECTS," was referred jointly to the Committee on Energy and Environment and the Committee on Economic Development and Taxation.

Hse. Com. No. 545, transmitting H.C.R. No. 129, which was adopted by the House of Representatives on April 5, 2007, was placed on file.

By unanimous consent, H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS," was referred jointly to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs.

Hse. Com. No. 546, transmitting H.C.R. No. 291, which was adopted by the House of Representatives on April 5, 2007, was placed on file.

By unanimous consent, H.C.R. No. 291, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE WORLD HEALTH ORGANIZATION TO CONFER 'OBSERVER STATUS' UPON TAIWAN IN ORDER TO PERMIT TAIWAN'S PARTICIPATION IN THE WORLD HEALTH ORGANIZATION'S PROGRAMS AND ACTIVITIES," was referred jointly to the Committee on Transportation and International Affairs and the Committee on Health.

Hse. Com. No. 547, transmitting H.C.R. No. 292, which was adopted by the House of Representatives on April 5, 2007, was placed on file.

By unanimous consent, H.C.R. No. 292, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE NUUANU-LILIHA CORRIDOR AS THE NUUANU-LILIHA HISTORIC CORRIDOR," was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation.

STANDING COMMITTEE REPORT

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1702) recommending that the Senate advise and consent to the nomination of RUSS K. SAITO as Comptroller of the Department of Accounting and General Services, in accordance with Gov. Msg. No. 265.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1702 and Gov. Msg. No. 265 was deferred until Thursday, April 12, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1621 (Gov. Msg. Nos. 356 and 419):

Senator Kokubun moved that Stand. Com. Rep. No. 1621 be received and placed on file, seconded by Senator Tokuda and carried.

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

CLISSON KUNANE AIPOALANI to the Island Burial Council, Islands of Kaua'i and Ni'ihau, term to expire June 30, 2010 (Gov. Msg. No. 356); and

CHARLES ANDREW EHRHORN to the Island Burial Council, Island of Oahu, term to expire June 30, 2011 (Gov. Msg. No. 419),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 5, 2007

Stand. Com. Rep. No. 1622 (S.C.R. No. 194, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 194, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE MOLUCCA ALBIZIA TREE," was adopted.

Stand. Com. Rep. No. 1623 (S.C.R. No. 42, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 42, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PROVIDE EXPERIENTIAL LEARNING OPPORTUNITIES FOR STUDENTS," was adopted.

Stand. Com. Rep. No. 1624 (S.R. No. 22, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PROVIDE EXPERIENTIAL LEARNING OPPORTUNITIES FOR STUDENTS," was adopted.

Stand. Com. Rep. No. 1625 (S.C.R. No. 113):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A

CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1626 (S.R. No. 70):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 70, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1628 (S.C.R. No. 202):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 202, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE'S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS," was adopted.

Stand. Com. Rep. No. 1629 (S.R. No. 129):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 129, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE STATE'S VACCINATION REQUIREMENTS AND DETERMINE WHETHER VACCINATION FOR PNEUMOCOCCAL DISEASE FOR CHILDREN ENTERING CHILD CARE SHOULD BE ADDED TO THE CURRENT LIST OF REQUIRED VACCINATIONS," was adopted.

Stand. Com. Rep. No. 1630 (S.C.R. No. 216):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 216, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS," was adopted with Senators Gabbard, Hemmings, Slom, and Whalen voting "No."

Stand. Com. Rep. No. 1631 (S.R. No. 140):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 140, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE GLOBAL DEMOCRACY PROMOTION ACT, WHICH WOULD REPEAL THE 'GLOBAL GAG RULE' AND RELEASE MUCH-NEEDED FUNDS FOR INTERNATIONAL FAMILY PLANNING PROGRAMS," was adopted with Senators Gabbard, Hemmings, Slom, and Whalen voting "No."

Stand. Com. Rep. No. 1632 (S.C.R. No. 64, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R.

No. 64, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO ESTABLISH A HAWAIIAN HOMESTEAD COMMUNITY SELF-GOVERNANCE TASK FORCE," was adopted.

At 10:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:52 o'clock a.m.

Stand. Com. Rep. No. 1627 (S.C.R. No. 212, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 1627 and S.C.R. No. 212, S.D. 1, be adopted, seconded by Senator Fukunaga.

Senator Ige offered the following amendment (Floor Amendment No. 20) to S.C.R. No. 212, S.D. 1:

SECTION 1. S.C.R. No. 212, S.D. 1, is amended by amending its title to read as follows:

"REQUESTING THE DIRECTOR OF HEALTH AND THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS WORKFORCE DEVELOPMENT COUNCIL TO CONVENE A TEMPORARY TASK FORCE TO EXAMINE STRATEGIES, OTHER THAN THOSE HAVING TO DO WITH MEDICAL MALPRACTICE LIABILITY AND INSURANCE PREMIUMS, THAT MAY PREVENT THE EXODUS OF PHYSICIANS FROM THE STATE."

SECTION 2. S.C.R. No. 212, S.D. 1, is amended by amending page 2, line 10 to page 3, line 26, to read as follows:

"BE IT RESOLVED by the Senate of the Twenty-fourth Legislature of the State of Hawaii, Regular Session of 2007, the House of Representatives concurring, that the Director of Health and the Department of Labor and Industrial Relations Workforce Development Council are requested to convene a temporary task force to examine strategies, other than those having to do with medical malpractice liability and insurance premiums, that may prevent the exodus of physicians from the State; and

BE IT FURTHER RESOLVED that the Director of Health and the Department of Labor and Industrial Relations Workforce Development Council are requested to include on the temporary task force:

- (1) The Insurance Commissioner;
- (2) The Director of Human Services;
- (3) Physicians;
- (4) A representative from the Department of Commerce and Consumer Affairs' licensing division;
- (5) A representative of the health insurance industry;
- (6) A representative of mutual benefit societies;
- (7) A representative of health maintenance organizations;
- (8) A representative of consumer attorneys;
- (9) A representative of the Hawaii Medical Association;

- (10) A representative of the general public; and
- (11) Any other members the Director of Health and the Department of Labor and Industrial Relations Workforce Development Council deem advisable; and

BE IT FURTHER RESOLVED that the Director of Health and the Department of Labor and Industrial Relations Workforce Development Council are requested to convene the task force no later than October 1, 2007, and to terminate the task force on September 30, 2008; and

BE IT FURTHER RESOLVED that the Director of Health and the Department of Labor and Industrial Relations Workforce Development Council are requested to submit findings and recommendations, including any necessary proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2008; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Directors of Health and Labor and Industrial Relations who, in turn, is requested to notify physicians and representatives of the health insurance industry, mutual benefit societies, and health maintenance organizations, and to the Director of Human Services, the Consumer Lawyers of Hawaii, the Department of Labor and Industrial Relations Workforce Development Council, and the Insurance Commissioner.”

Senator Ige moved that Floor Amendment No. 20 be adopted, seconded by Senator Fukunaga.

Senator Ige noted:

“Madam President, the floor amendment just makes the Department of Labor a co-convenor of the task force as requested by the Department of Health in their testimony. The previous draft of the concurrent resolution did not make that clear.”

The motion to adopt Floor Amendment No. 20 was put by the Chair and carried.

Senator Ige then moved that Stand. Com. Rep. No. 1627 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Ige moved that Stand. Com. Rep. No. 1627 be received and placed on file, seconded by Senator Fukunaga and carried.

By unanimous consent, S.C.R. No. 212, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH AND THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS WORKFORCE DEVELOPMENT COUNCIL TO CONVENE A TEMPORARY TASK FORCE TO EXAMINE STRATEGIES, OTHER THAN THOSE HAVING TO DO WITH MEDICAL MALPRACTICE LIABILITY AND INSURANCE PREMIUMS, THAT MAY PREVENT THE EXODUS OF PHYSICIANS FROM THE STATE,” was placed on the calendar for Adoption on Thursday, April 12, 2007.

At 10:55 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:18 o’clock a.m.

THIRD READING

Stand. Com. Rep. No. 1514 (H.B. No. 928, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1514 be adopted and H.B. No. 928, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Chun Oakland then offered the following amendment (Floor Amendment No. 10) to H.B. No. 928, S.D. 1:

SECTION 1. H.B. No. 928, H.D. 1, S.D. 1, is amended by designating sections 1 to 4 as part I.

SECTION 2. H.B. No. 928, H.D. 1, S.D. 1, is amended by adding a new section to be designated as section 5, designating that section as part II, and to read as follows:

“PART II

SECTION 5. Section 346-53, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) The director, pursuant to chapter 91, shall determine the rate of payment for domiciliary care, including care provided in licensed developmental disabilities domiciliary homes, community care foster family homes, and certified adult foster homes, to be provided to recipients who are eligible [either] for Federal Supplementary Security Income[;] or public assistance [~~in accordance with state standards~~], or both. The director shall provide for level of care payment as follows:

- (1) For [~~those~~] adult residential care homes classified as facility type I, licensed developmental disabilities domiciliary homes as defined under section 321-15.9, community care foster family homes as defined under section 346-331, and certified adult foster homes as defined under section 321-11.2, the state supplemental payment shall not exceed [~~\$621.90; and~~] \$641.90;
- (2) For [~~those~~] adult residential care homes classified as facility type II, the state supplemental payment shall not exceed [~~\$729.90;~~] \$749.90; and
- (3) For skilled nursing facilities and intermediate facilities, the state supplemental payment shall not exceed \$20.

\$50 of the state supplemental payment shall be retained by the recipient for the recipient’s personal use, except for a recipient who is a resident of a skilled nursing facility or intermediate facility who shall retain \$20 of the state supplemental payment.

If the operator does not provide the quality of care consistent with the needs of the individual to the satisfaction of the department, the department may remove the recipient to another facility.

The department shall handle abusive practices under this section in accordance with chapter 91.

Nothing in this subsection shall allow the director to remove a recipient from an adult residential care home or other similar institution if the recipient does not desire to be removed and the operator is agreeable to the recipient remaining, except where the recipient requires a higher level of care than provided or where the recipient no longer requires any domiciliary care.”

SECTION 3. H.B. No. 928, H.D. 1, S.D. 1, is amended by renumbering sections 5 and 6 as sections 6 and 7, respectively, and designating those sections as part III.

Senator Chun Oakland moved that Floor Amendment No. 10 be adopted, seconded by Senator Ihara.

Senator Chun Oakland noted:

“Madam President, what we have added on as a floor amendment is the content of S.B. No 427, S.D. 2. This is one of two bills that we had moved over to the House with regards to the personal needs allowance. S.B. No. 427 did not move out of Finance and therefore we are basically putting the content of

that bill that is necessary to statutorily authorize DHS to provide an increase in the personal needs allowance into this measure.

“Thank you, Madam President.”

The motion to adopt Floor Amendment No. 10 was put by the Chair and carried.

Senator Chun Oakland then moved that Stand. Com. Rep. No. 1514 be received and placed on file, seconded by Senator Ihara and carried.

By unanimous consent, H.B. No. 928, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOCIAL SERVICES,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

H.B. No. 1836, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 1836, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hee then offered the following amendment (Floor Amendment No. 11) to H.B. No. 1836, H.D. 1, S.D. 1:

SECTION 1. H.B. 1836, H.D. 1, S.D.1, Section 6, is amended by amending page 7, line 21 to read:

“SECTION 6. This Act shall take effect on July 1, 3011.”

Senator Hee moved that Floor Amendment No. 11 be adopted, seconded by Senator Kokubun.

Senator Hee noted:

“Madam President, this bill is so important that the Committee on Judiciary wishes to defect the date so that the House and Senate can confer on this bill.”

Senator Hemmings commented:

“Madam President, I’d like the record to reflect that according to this amendment the Committees will have quite a bit of time to defer on it until 3011.”

The motion to adopt Floor Amendment No. 11 was put by the Chair and carried.

By unanimous consent, H.B. No. 1836, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GAMBLING,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

H.B. No. 1152, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 1152, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hee then offered the following amendment (Floor Amendment No. 12) to H.B. No. 1152, H.D. 1, S.D. 1:

SECTION 1. H.B. 1152, H.D.1, S.D.1, Section 6, is amended by amending page 7, line 17 to read:

“SECTION 6. This Act shall take effect on July 1, 3011.”

Senator Hee moved that Floor Amendment No. 12 be adopted, seconded by Senator Kokubun.

Senator Hee noted:

“Madam President, this bill, like the previous bill, is so important that we will need perhaps until July 1, 3011, to confer with the House.”

The motion to adopt Floor Amendment No. 12 was put by the Chair and carried.

By unanimous consent, H.B. No. 1152, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SENTENCING,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

H.B. No. 1909, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 1909, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hee then offered the following amendment (Floor Amendment No. 13) to H.B. No. 1909, H.D. 1, S.D. 1:

SECTION 1. H.B. 1909, H.D. 1, S.D.1, Section 6, is amended by amending page 4, line 12 to read:

“SECTION 6. This Act shall take effect on July 1, 3211.”

Senator Hee moved that Floor Amendment No. 13 be adopted, seconded by Senator Kokubun.

Senator Hee noted:

“Madam President, obviously this bill is the most important because we will need 200 more years – until July 1, 3211 – Madam President, to confer with our colleagues in the House.”

The motion to adopt Floor Amendment No. 13 was put by the Chair and carried.

By unanimous consent, H.B. No. 1909, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

Stand. Com. Rep. No. 1617 (H.B. No. 1345, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1617 be adopted and H.B. No. 1345, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 14) to H.B. No. 1345, H.D. 2, S.D. 2:

SECTION 1. House Bill No. 1345, H.D. 2, S.D. 2, is amended by amending section 2(1), on page 1, lines 9-13, by adding the phrase, “in Waimea, lower Hamakua, and North Kohala,” and to read as follows:

“(1) Cover the costs of statewide response and recovery efforts to repair damaged homes, public buildings, transportation infrastructure, utilities, irrigation systems in Waimea, lower Hamakua, and North Kohala, hospitals, and nursing homes, especially on the islands of Hawaii and Maui;”

SECTION 2. House Bill No. 1345, H.D. 2, S.D. 2, is amended by adding a sentence to the end of the first paragraph of section 4, page 4, line 2, to read as follows:

“The appropriation will provide for the emergency repair of the Kohala ditch in North Kohala, including access roads, trails, and flume repairs between the Honokane Nui intake and Niulii weir, and the repair and restoration of the Hulihe'e Palace located in Kailua-Kona.”

Senator Baker moved that Floor Amendment No. 14 be adopted, seconded by Senator Tsutsui.

Senator Baker noted:

“Madam President, colleagues, the language that we wish to amend into this House bill is language that was provided by the Department of Defense and provides additional clarification as to the uses of the emergency appropriation. Thank you.”

The motion to adopt Floor Amendment No. 14 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 1617 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, H.B. No. 1345, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

Stand. Com. Rep. No. 1642 (H.B. No. 367, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1642 be adopted and H.B. No. 367, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 15) to H.B. No. 367, H.D. 1, S.D. 2:

SECTION 1. Senate (sic) Bill No. 367, H.D. 1, S.D. 2, is amended by correcting the title to read as follows:

“A Bill for an Act Relating to Substance Abuse.”

Senator Baker moved that Floor Amendment No. 15 be adopted, seconded by Senator Tsutsui.

Senator Baker noted:

“Madam President, colleagues, when we were amending this measure it came back to us with an amended title, which of course is a ‘no, no’ in our business. We cannot amend titles and it wasn’t the Committee’s intent. It was just an inadvertent drafting error. So this will restore the original title and allow the bill to move forward.”

The motion to adopt Floor Amendment No. 15 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 1642 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, H.B. No. 367, H.D. 1, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

Stand. Com. Rep. No. 1663 (H.B. No. 1018, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1663 be adopted and H.B. No. 1018, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom then offered the following amendment (Floor Amendment No. 16) to H.B. No. 1018, H.D. 2, S.D. 2:

SECTION 1. House Bill 1018, H.D. 2, S.D. 2, is amended by amending page 19, line 6 to page 20, line 3, to read as follows:

“(q) Class 16. Smoking establishment dispensers’ licenses. A license under this class shall authorize the licensee to sell liquors for consumption in enclosed premises in which smoking, as defined in section 328J-1, and excepted in section 328J-7 is allowed. A licensee under this class shall be issued a license according to the category of establishment the licensee owns or operates. The categories of establishments shall be as follows:

- (1) A standard bar;
- (2) A premise in which live entertainment or recorded music is provided. Facilities for dancing by the patrons may be permitted as provided by commission rules.
- (3) A premise in which a person performs or entertains unclothed or in attire restricted to use by entertainers pursuant to commission rules; or
- (4) A premise in which employees or entertainers are compensated to sit with patrons, regardless of whether the employees or entertainers are consuming nonalcoholic beverages while in the company of the patrons pursuant to commission rules.

SECTION 2. House Bill 1018, H.D. 2, S.D. 2, is amended by adding a new Section 8 to read as follows:

“SECTION 8. Section 328J-1, Hawaii Revised Statutes, is amended by amending the definitions of “bar” and “restaurant” to read as follows:

““Bar” means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises regardless of whether food is served, including but not limited to taverns, cocktail lounges, and cabarets, including outdoor areas of bars[-]; provided that establishments operating with a class 16 license issued under section 281-31 shall not be included.

“Restaurant” means an eating establishment, including but not limited to coffee shops, cafeterias, sandwich stands, and private and public school cafeterias, which gives or offers for sale food to the public, guests, or employees, as well as kitchens and catering facilities in which food is prepared on the premises for serving elsewhere[-]; provided that establishments operating with a class 16 license issued under section 281-31 shall not be included. The term “restaurant” includes a bar area within the restaurant and outdoor areas of restaurants.”

SECTION 3. House Bill 1018, H.D. 2, S.D. 2, is amended by adding a new Section 9 to read as follows:

“SECTION 9. Section 328J-7, Hawaii Revised Statutes, is amended to read as follows:

“[H]§328J-7[H] Exceptions. Notwithstanding any other provision of this chapter to the contrary, the following areas shall be exempt from the provisions of sections 328J-3, 328J-4, and 328J-5:

- (1) Private residences, except when used as a licensed child care, adult day care, or health care facility;
- (2) Hotel and motel rooms that are rented to guests and are designated as smoking rooms; provided that not more than twenty per cent of rooms rented to guests in a hotel or motel may be so designated. All smoking rooms on the same floor shall be contiguous and smoke from these rooms shall not infiltrate into areas where smoking is prohibited under this chapter. The status of

- rooms as smoking or nonsmoking may not be changed, except to add additional nonsmoking rooms;
- (3) Retail tobacco stores; provided that smoke from these places shall not infiltrate into areas where smoking is prohibited under this chapter;
- (4) Establishments operating with a class 16 smoking establishment dispensers' license issued under section 281-31;
- [(4)] (5) Private and semiprivate rooms in nursing homes and long-term care facilities that are occupied by one or more persons, all of whom are smokers and have requested in writing to be placed in a room where smoking is permitted; provided that smoke from these places shall not infiltrate into areas where smoking is prohibited under this chapter;
- [(5)] (6) Outdoor areas of places of employment except those covered by the provisions of sections 328J-3 and 328J-5;
- [(6)] (7) All areas covered by this chapter when smoking is part of a production being filmed; and
- [(7)] (8) State correctional facilities.”

SECTION 4. House Bill 1018, H.D. 2, S.D. 2, is amended by renumbering Sections 8 and 9 as Sections 10 and 11, respectively.

Senator Slom moved that Floor Amendment No. 16 be adopted, seconded by Senator Trimble.

Senator Slom noted:

“Madam President, in our rush last year to pass the very comprehensive smoking bill and ban, there were a number of intended and unintended consequences, and one of the major unintended consequences was to harm a number of small businesses in our community statewide, and also deny adults choices for which they could utilize a lawful activity. This amendment seeks to remedy that by establishing a new classification of establishment. It would require that bars and/or restaurants would go through this process in order to get that classification but that the smoking ban, the total smoking ban would then not be affected in these areas that have this class of license.

“I think it’s very important, colleagues, that we realize that to protect one’s health is one thing, but to destroy a business or an entire industry is something else. I think that what we’ve seen over the last several months is that there are certain choices that can be made by adults freely and that we should not inhibit those choices.

“It’s also ludicrous to me, colleagues, that we still, in that bill that we passed last year and enacted into law, allowed only one classification of people to be exempt – and that is convicted criminals incarcerated in Hawai‘i penal institutions. If we don’t make some changes in this bill for a lawful activity, we are creating criminals out of law-abiding citizens. And Madam Chair, this bill is so important that it would become effective upon approval.

“Thank you.”

Senator Nishihara rose to speak against the floor amendment and said:

“Madam President, I speak against this amendment.

“The Senate Health heard this and decided to hold this measure to allow smoking in establishments operating under a class 16 license. Their objections were that there was a change in policy on January 1st, which was effective January 1st of 2007, and this would be a rush to judgment, so claims of

financial hardship may be premature because in other jurisdictions where smoking bans were enacted, the initial outcome may have been a diminishment of business, but over the succeeding periods, a recovery had occurred.

“Secondly, the issue of secondhand smoke and its health hazards impacts workers who may not have a choice over their conditions of their employment. In light of our opening invocation as to the affirmation of Ha, the breath of life, this amendment may be contradictory.

“I ask you to oppose the amendment. Thank you.”

Senator Slom rose in rebuttal as follows:

“Madam President, a brief rebuttal.

“If there was any rush to judgment, the rush to judgment was last year when we passed this bill. We passed it against testimony that was offered. If we need to see any evidence of hardship or loss of income from individual businesses, we have seen that all this Session. Colleagues, I know that you have been visited by bar owners and small businesspeople who, unlike their opponents, reach in their own pocket, pay their own expenses, pay their own transportation, including a group that’s come from the Big Island today, from Kona, to be here with you.

“So, for us to say that it does not affect them, I think is very degrading and very patronizing. And for us to say ‘well, in other jurisdictions,’ hey, we’re in this jurisdiction, we’re in Hawai‘i. We have the power to make the choices here. We made the wrong choice in terms of banning a lawful activity and a lawful substance for those people that given the God-given right and Ha, the breath of life, to make choices, are denied those choices. And as far as employees in any activity, no employee is forced to continue or to start in that activity, especially when we have the lowest unemployment rate in the entire nation. There are plenty of jobs that go begging.

“So, if anybody feels that it is in their best interest not to work in this atmosphere, then they are free to do it and they will suffer no penalty for it. So I would urge my colleagues to think about the businesses and the individuals that we have harmed with this legislation.

“Thank you.”

Senator Baker rose in opposition to the floor amendment and stated:

“Madam President, I rise in opposition to this amendment.

“Madam President, when your colleagues and committees deliberated on this matter last year, the overwhelming sentiment in the community was then and remains that Hawai‘i needs to be smoke free. It’s good public policy; it’s good health policy and, quite frankly, it’s good economic policy. There were a number of establishments who had great concerns when initial policies in some of our counties were enacted. However, they learned after a brief period of time, how it actually improved their business and made it a better atmosphere for owners, for patrons, and for workers.

“There can be no denial that secondhand smoke is as bad as smoking itself. It’s about the health of our community; it’s about the health of our economy, and it’s about making sure that our workers have an opportunity to engage in a smoke-free workplace. Some of them may not have other choices, particularly if they’re working two or three jobs.

"I know that there are a few individuals who have very much expressed their concern about this measure, but I think the recent poll that was done by the Coalition for a Tobacco Free Hawai'i continues to demonstrate that the overwhelming support in our State is to be smoke free.

"Thank you very much."

The motion to adopt Floor Amendment No. 16 was put by the Chair and failed to carry.

The motion to adopt Stand. Com. Rep. No. 1663 and pass H.B. No. 1018, H.D. 2, S.D. 2, on Third Reading was then put by the Chair and carried, Stand. Com. Rep. No. 1663 was adopted and H.B. No. 1018, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1673 (H.B. No. 1757, H.D. 1, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 1673 be adopted and H.B. No. 1757, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator English then offered the following amendment (Floor Amendment No. 17) to H.B. No. 1757, H.D. 1, S.D. 2:

SECTION 1. House Bill No. 1757, H.D. 1, S.D. 2, is amended as follows:

1. By designating section 1 as part I.

2. By adding a new part II to read as follows:

"PART II

SECTION 2. Chapter 237, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§237- Exemption of sale of liquid fuels and alcohol fuels. (a) There shall be exempted from and excluded from the measure of the taxes imposed by this chapter all of the gross income or proceeds arising from the sale of liquid fuels, as defined in section 243-1, and alcohol fuels, as defined in subsection (b), for consumption or use by the purchaser and not for resale.

(b) For the purposes of this section, "alcohol fuels" means neat biomass-derived alcohol liquid fuel or a petroleum-derived fuel and alcohol liquid fuel mixture consisting of at least ten volume per cent denatured biomass-derived alcohol commercially usable as a fuel to power aircraft, seacraft, spacecraft, motor vehicles, or other motorized vehicles.

(c) The director of taxation shall adopt rules pursuant to chapter 91 necessary to administer this section."

SECTION 3. Section 243-4, Hawaii Revised Statutes, is amended by amending subsections (a) and (b) to read as follows:

"(a) Every distributor ~~shall~~, in addition to any other taxes provided by law, shall pay a license tax to the department of taxation for each gallon of liquid fuel refined, manufactured, produced, or compounded by the distributor and sold or used by the distributor in the State or imported by the distributor, or acquired by the distributor from persons who are not licensed distributors, and sold or used by the distributor in the State. Any person who sells or uses any liquid fuel knowing that the distributor from whom it was originally purchased has not paid and is not paying the tax thereon shall pay such tax as would

have applied to such sale or use by the distributor. The rates of tax hereby imposed are as follows:

- (1) For each gallon of diesel oil, ~~[1-cent;]~~ 2 cents;
- (2) For each gallon of gasoline or other aviation fuel sold for use in or used for airplanes, ~~[1-cent;]~~ 2 cents;
- (3) For each gallon of liquid fuel other than fuel mentioned in paragraphs (1) and (2), and other than an alternative fuel, sold or used in the city and county of Honolulu, or sold in any county for ultimate use in the city and county of Honolulu, ~~[16]~~ 17 cents state tax, and in addition thereto such amount, to be known as the "city and county of Honolulu fuel tax", as shall be levied pursuant to section 243-5;
- (4) For each gallon of liquid fuel other than fuel mentioned in paragraphs (1) and (2), and other than an alternative fuel, sold or used in the county of Hawaii, or sold in any county for ultimate use in the county of Hawaii, ~~[16]~~ 17 cents state tax, and in addition thereto such amount, to be known as the "county of Hawaii fuel tax", as shall be levied pursuant to section 243-5;
- (5) For each gallon of liquid fuel other than fuel mentioned in paragraphs (1) and (2), and other than an alternative fuel, sold or used in the county of Maui, or sold in any county for ultimate use in the county of Maui, ~~[16]~~ 17 cents state tax, and in addition thereto such amount, to be known as the "county of Maui fuel tax", as shall be levied pursuant to section 243-5; and
- (6) For each gallon of liquid fuel other than fuel mentioned in paragraphs (1) and (2), and other than an alternative fuel, sold or used in the county of Kauai, or sold in any county for ultimate use in the county of Kauai, ~~[16]~~ 17 cents state tax, and in addition thereto such amount, to be known as the "county of Kauai fuel tax", as shall be levied pursuant to section 243-5.

If it is shown to the satisfaction of the department, based upon proper records and from such other evidence as the department may require, that liquid fuel other than fuel mentioned in paragraphs (1) and (2) is used for agricultural equipment that does not operate upon the public highways of the State, the user thereof may obtain a refund of all taxes thereon imposed by this section in excess of 1 cent per gallon. The department shall adopt rules to administer such refunds.

(b) Every distributor of diesel oil, in addition to the tax required by subsection (a), shall pay a license tax to the department for each gallon of such diesel oil sold or used by the distributor for operating a motor vehicle or motor vehicles upon public highways of the State. The rates of the additional tax hereby imposed are as follows:

- (1) For each gallon of diesel oil sold or used in the city and county of Honolulu, or sold in any other county for ultimate use in the city and county of Honolulu, ~~[15]~~ 16 cents state tax, and in addition thereto such amount, to be known as the "city and county of Honolulu fuel tax", as shall be levied pursuant to section 243-5;
- (2) For each gallon of diesel oil sold or used in the county of Hawaii, or sold in any other county for ultimate use in the county of Hawaii, ~~[15]~~ 16 cents state tax, and in addition thereto such amount, to be known as the "county of Hawaii fuel tax", as shall be levied pursuant to section 243-5;
- (3) For each gallon of diesel oil sold or used in the county of Maui, or sold in any other county for ultimate use in the county of Maui, ~~[15]~~ 16 cents state tax, and in addition thereto such amount, to be known as the "county of Maui fuel tax", as shall be levied pursuant to section 243-5; and
- (4) For each gallon of diesel oil sold or used in the county of Kauai, or sold in any other county for ultimate use in the county of Kauai, ~~[15]~~ 16 cents state tax, and in addition thereto such amount, to be known as the

“county of Kauai fuel tax”, as shall be levied pursuant to section 243-5.

If any user of diesel oil furnishes a certificate, in such form as the department shall prescribe, to the distributor, or the distributor who uses diesel oil signs such certificate, certifying that the diesel oil is for use in operating a motor vehicle or motor vehicles in areas other than upon the public highways of the State, the tax as provided in paragraphs (1) to (4) shall not be applicable. In the event a certificate is not or cannot be furnished and the diesel oil is in fact for use for operating a motor vehicle or motor vehicles in areas other than upon public highways of the State, the user thereof may obtain a refund of all taxes thereon imposed by the foregoing paragraphs. The department shall adopt rules to administer the refunding of such taxes.”

3. By renumbering section 2 as section 4, section 3 as section 5; and section 4 as section 6, and designating those sections as part III.

Senator English moved that Floor Amendment No. 17 be adopted, seconded by Senator Inouye.

Senator English noted:

“Madam President, this exempts the 10 cents and 1 cent into the highway special fund. This was a separate measure that was not heard in the House so it’s being added in here.”

Senator Menor rose in favor of the floor amendment and said:

“Madam President, I rise to speak in favor of this floor amendment.

“First of all, I wanted to thank the chairs of the Transportation and Ways and Means Committees for accommodating my request to include in this amendment, provisions to continue the general excise tax exemption on the sale of gasoline in Hawai‘i. As the Senate Transportation Chair has indicated, this amendment is necessary because the House, or more specifically the House Transportation Committee, has refused to hear S.B. 1285, S.D. 1, introduced by the Senate Ways and Means Chair and which this Body passed out previously in order to address a very important consumer issue.

“I believe that it’s incumbent upon the Legislature to move out a tax relief measure that would apply to the sale of gasoline as part of our ongoing effort to provide relief to consumers from high gas prices in Hawai‘i. While the evidence is overwhelming that the high gas prices are primarily attributable to the massive profits earned by the oil companies, taxes also contribute to the cost of gasoline and therefore is a cost factor that should be addressed by the Legislature.

“If this measure is passed, it would reduce taxes by as much as 10 cents per gallon or more that could be passed on to consumers as savings at the pump. It’s been estimated that the enactment of this bill into law could save consumers over \$30 million annually.

“Madam President, the one concern that I continue to have about this measure, is that it does not contain a mechanism to ensure that the reduction in taxes will be passed on to consumers in the form of lower pump prices. However, this is an issue that can be addressed and discussed further in Conference Committee.

“Finally, a few of my colleagues might try to focus attention on the 1 cent per gallon fuel tax enhancement provision that’s contained in this amendment; however, it should be emphasized

that any enhancement in the fuel tax could be substantially offset by the significant tax savings that will result from the reinstatement of the excise tax exemption which would be in the neighborhood of around 11 cents per gallon or more. It should also be emphasized that if this amendment is not approved that consumers would get no relief from high gas prices.

“So, for all of these reasons, I respectfully ask my colleagues to support this floor amendment today. Thank you.”

The motion to adopt Floor Amendment No. 17 was put by the Chair and carried.

Senator English then moved that Stand. Com. Rep. No. 1673 be received and placed on file, seconded by Senator Inouye and carried.

By unanimous consent, H.B. No. 1757, H.D. 1, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

Stand. Com. Rep. No. 1674 (H.B. No. 1608, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 1674 be adopted and H.B. No. 1608, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator English then offered the following amendment (Floor Amendment No. 18) to H.B. No. 1608, S.D. 2:

SECTION 1. House Bill No. 1608, S.D. 2, is amended by amending Section 1, subsection (b) (1), on page 2, lines 13-14, by deleting the words, “pursuant to section 103D-307” and inserting the words “without regard to chapter 103D” and to read as follows:

“(1) State or county highway or street improvements, including but not limited to new construction, reconstruction, preservation, resurfacing, restoration, or rehabilitation of any highway, bridge, principal and minor arterial roads, collector and local roads, or streets, may be undertaken without regard to chapter 103D;”

Senator English moved that Floor Amendment No. 18 be adopted, seconded by Senator Inouye.

Senator English noted:

“Madam President, this measure moves back to some of the language in S.D. 1 that was inadvertently changed and wasn’t moved to the next Committee.”

Senator Ihara rose and said:

“Madam President, could you note my reservations on this amendment.”

The Chair so ordered.

The motion to adopt Floor Amendment No. 18 was put by the Chair and carried with Senator Ihara voting “Aye, with Reservations.”

Senator English then moved that Stand. Com. Rep. No. 1674 be received and placed on file, seconded by Senator Inouye and carried.

By unanimous consent, H.B. No. 1608, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,”

was placed on the calendar for Third Reading on Thursday, April 12, 2007.

Stand. Com. Rep. No. 1701 (H.B. No. 1848, H.D. 2, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1701 be adopted and H.B. No. 1848, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 19) to H.B. No. 1848, H.D. 2, S.D. 1:

SECTION 1. House Bill No. 1848, H.D. 2, S.D. 1, is amended by amending sections 3 and 4 to read as follows:

“SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of [~~\$50,000~~] \$_____ or so much thereof as may be necessary for fiscal year 2007-2008 and the same sum or so much thereof as may be necessary for fiscal year 2008-2009 for the community-based marine resource management advisory committee to carry out its responsibilities, including contracting for consultant services and studies.

The sums appropriated shall be expended by the department of land and natural resources for the purposes of this Act.

SECTION 4. There is appropriated out of the general revenues of the State of Hawaii the sum of [~~\$250,000~~] \$_____ or so much thereof as may be necessary for fiscal year 2007-2008 and the same sum or so much thereof as may be necessary for fiscal year 2008-2009 for the maka'i o ke kai program.

The sums appropriated shall be expended by the department of land and natural resources for the purposes of this Act.”

SECTION 2. House Bill No. 1848, H.D. 2, S.D. 1, is amended by amending section 6 to read as follows:

“SECTION 6. This Act shall take effect on July 1, [~~2007~~] 2050.”

Senator Baker moved that Floor Amendment No. 19 be adopted, seconded by Senator Tsutsui.

Senator Baker noted:

“Madam President, colleagues, this bill escaped Ways and Means with real dollars in it, and therefore the amendment is to blank them out for the purposes of continued discussion on this matter.”

The motion to adopt Floor Amendment No. 19 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 1701 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, H.B. No. 1848, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES,” was placed on the calendar for Third Reading on Thursday, April 12, 2007.

RECOMMITTAL OF A HOUSE BILL

H.B. No. 248, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 248, H.D. 1, S.D. 1, be recommitted to the Committee on Judiciary and Labor, seconded by Senator Kokubun.

Senator Hee noted:

“Madam President, well, like the previous effort to the Senate companion, the Caucus wishes to have this bill recommitted, and I'm here to serve the Caucus. Thank you, Madam President.”

The motion was put by the Chair and carried, H.B. No. 248, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIREARMS,” was recommitted to the Committee on Judiciary and Labor.

THIRD READING

H.B. No. 987, H.D. 1, S.D. 2:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 987, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO POLICE OFFICERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1505 (H.B. No. 1323, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1505 was adopted and H.B. No. 1323, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1506 (H.B. No. 1631, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1506 was adopted and H.B. No. 1631, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1507 (H.B. No. 1719, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1507 was adopted and H.B. No. 1719, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1509 (H.B. No. 1370, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1509 was adopted and H.B. No. 1370, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1512 (H.B. No. 317, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1512 was adopted and H.B. No. 317, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1646, H.D. 2, S.D. 1:

On motion by Senator Menor, seconded by Senator Kokubun and carried, H.B. No. 1646, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1339, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 1339, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1612, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 1612, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 910, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 910, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1379, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1379, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1551 (H.B. No. 1256, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1551 was adopted and H.B. No. 1256, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERFECTION OF APPEALS TO THE

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1552 (H.B. No. 528, H.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1552 was adopted and H.B. No. 528, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1553 (H.B. No. 1260, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1553 was adopted and H.B. No. 1260, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1554 (H.B. No. 1399, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1554 was adopted and H.B. No. 1399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1555 (H.B. No. 581, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1555 was adopted and H.B. No. 581, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1559 (H.B. No. 90, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1559 was adopted and H.B. No. 90, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1561 (H.B. No. 1630, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1561 was adopted and H.B. No. 1630, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1562 (H.B. No. 325, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1562 was adopted and H.B. No. 325, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1563 (H.B. No. 962, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1563 was adopted and H.B. No. 962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHRONIC KIDNEY DISEASE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1565 (H.B. No. 211, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1565 was adopted and H.B. No. 211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1566 (H.B. No. 277, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1566 was adopted and H.B. No. 277, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1567 (H.B. No. 751, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1567 was adopted and H.B. No. 751, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1570 (H.B. No. 162, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1570 was adopted and H.B. No. 162, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1572 (H.B. No. 1291, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1572 was adopted and H.B. No. 1291, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1574 (H.B. No. 1572, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1574 was adopted and H.B. No. 1572, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1575 (H.B. No. 1568, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1575 was adopted and H.B. No. 1568, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1576 (H.B. No. 1899, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1576 was adopted and H.B. No. 1899, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1577 (H.B. No. 260, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1577 was adopted and H.B. No. 260, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS OF RESOURCE VALUE LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1578 (H.B. No. 402, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1578 was adopted and H.B. No. 402, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1210, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1210, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS AND PROSPECTIVE JURORS," having been read throughout,

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

Ayes, 25. Noes, none.

H.B. No. 154, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 154, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1171, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1171, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1589 (H.B. No. 1328, H.D. 2, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1589 was adopted and H.B. No. 1328, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1590 (H.B. No. 1518, H.D. 1, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1590 was adopted and H.B. No. 1518, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1591 (H.B. No. 375, H.D. 1, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1591 was adopted and H.B. No. 375, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1592 (H.B. No. 1440, H.D. 3, S.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Stand. Com. Rep. No. 1592 was adopted and H.B. No. 1440, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1593 (H.B. No. 807, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1593 was adopted and H.B. No. 807, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1595 (H.B. No. 1614, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1595 was adopted and H.B. No. 1614, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1596 (H.B. No. 55, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1596 was adopted and H.B. No. 55, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1597 (H.B. No. 825, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1597 was adopted and H.B. No. 825, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 487, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 487, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1833, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 1833, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR BUSINESS PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1155, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1155, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1406, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1406, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1616 (H.B. No. 1569, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1616 was adopted and H.B. No. 1569, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1618 (H.B. No. 155, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1618 was adopted and H.B. No. 155, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1619 (H.B. No. 400, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1619 was adopted and H.B. No. 400, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1620 (H.B. No. 1322, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1620 was adopted and H.B. No. 1322, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1633 (H.B. No. 1435, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1633 was adopted and H.B. No. 1435, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1634 (H.B. No. 310, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1634 was adopted and H.B.

No. 310, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1636 (H.B. No. 1787, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1636 was adopted and H.B. No. 1787, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1641 (H.B. No. 1008, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1641 was adopted and H.B. No. 1008, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1643 (H.B. No. 531, H.D. 3, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1643 was adopted and H.B. No. 531, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1647 (H.B. No. 1570, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1647 was adopted and H.B. No. 1570, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1648 (H.B. No. 379, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1648 was adopted and H.B. No. 379, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1650 (H.B. No. 1605, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1650 was adopted and H.B. No. 1605, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1651 (H.B. No. 249, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1651 was adopted and H.B. No. 249, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUNTING TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1654 (H.B. No. 399, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1654 was adopted and H.B. No. 399, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1657 (H.B. No. 902, H.D. 2, S.D. 3):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1657 was adopted and H.B. No. 902, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAX CREDITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1658 (H.B. No. 10, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1658 was adopted and H.B. No. 10, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1661 (H.B. No. 1479, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1661 was adopted and H.B. No. 1479, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE SUPPORT FOR SMALL BUSINESSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1662 (H.B. No. 1641, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1662 was adopted and H.B. No. 1641, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1665 (H.B. No. 426, H.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1665 was adopted and H.B. No. 426, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1667 (H.B. No. 1628, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1667 was adopted and H.B. No. 1628, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1668 (H.B. No. 833, H.D. 2, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1668 was adopted and H.B. No. 833, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1675 (H.B. No. 1866, H.D. 3, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1675 was adopted and H.B. No. 1866, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1676 (H.B. No. 1004, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1676 was adopted and H.B. No. 1004, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1678 (H.B. No. 1268, H.D. 3, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1678 was adopted and H.B. No. 1268, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INNOVATION IN EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1681 (H.B. No. 150, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1681 was adopted and H.B. No. 150, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout,

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1682 (H.B. No. 1359, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1682 was adopted and H.B. No. 1359, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1685 (H.B. No. 1292, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1685 was adopted and H.B. No. 1292, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1688 (H.B. No. 357, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1688 was adopted and H.B. No. 357, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1692 (H.B. No. 1283, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1692 was adopted and H.B. No. 1283, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1696 (H.B. No. 1095, H.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1696 was adopted and H.B. No. 1095, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1700 (H.B. No. 1201, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1700 was adopted and H.B. No. 1201, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

THIRD READING

Stand. Com. Rep. No. 1457 (H.B. No. 338, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1457 and H.B. No. 338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred to the end of the calendar.

H.B. No. 1414, H.D. 1, S.D. 1:

Senator Baker moved that H.B. No. 1414, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure as follows:

"Madam President, I rise in opposition to the bill.

"As I've said previously about this bill, first of all, the State really should have no obligation or requirement to collect the county tax because we were sold a bill of goods that the 12.5 percent tax increase was a home rule county matter, and so the county was supposed to take care of it. Now the State is going to have to collect and the State is asking, originally it was \$4.5 million, now the bill has been amended to over \$5 million in advance funds for this collection process.

"And as I pointed out previously, one of the most despicable parts of this tax increase that's supposed to be for home rule and supposed to be for transportation is that the State of Hawai'i gets 10 percent skimmed right off the top. That 10 percent is currently estimated at between \$15 and \$20 million. So you take the \$15 to \$20 million, add another \$5 million, that's \$20 to \$25 million in cost for a one-time set up to collect the surcharge for the City and County of Honolulu. And you have to ask yourselves, Where is the money going to go? And in testimony by the Tax Director, the estimated cost for the actual collection of the tax was in the neighborhood of \$3 to \$4 million.

"So, I think that this is a tremendous waste and misuse of funds and I urge my colleagues to vote against it. Thank you."

The motion was put by the Chair and carried, H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Whalen).

Stand. Com. Rep. No. 1504 (H.B. No. 275, H.D. 1, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 1504 be adopted and H.B. No. 275, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose to speak in opposition and said:

"Madam President, I rise in opposition to H.B. No. 275.

"As a member of the CPH Committee, we heard a lot of testimony but we didn't hear any need for this legislation, nor did we hear of a problem. The testimony was given that this could occur sometime in the future, although it's not occurred in the past, and then we need to have legislation.

"The Legislative Auditor also did a report on this area and said that in fact there was no need for this legislation. I agree with the Auditor and I think that we should shelve this bill.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1504 was adopted and H.B. No. 275, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 1508 (H.B. No. 1764, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1508 was adopted and H.B. No. 1764, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1510 (H.B. No. 1352, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1510 be adopted and H.B. No. 1352, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in support with reservations as follows:

"Madam President, I rise to support the bill with reservations.

"As again I have mentioned previously, I find it interesting that the state government has not had any official recognition of Admissions Day or Statehood Day in the last eight years, and as a matter of fact has not supported citizen efforts to have such a celebration. Now we're planning a commission with a task force larger than the Senate, to have a 50th anniversary, and already people are criticizing it and saying that it is insensitive and is controversial.

"The initial bill from the administration called for \$250,000 in taxpayer expenditures for this commission and for the work of the commission, and I question whether or not we need any amount approaching that and I'd like to see what the amounts are going to be for, what the commission is going to do, and I guess most importantly, I'd like to see that the people of Hawai'i really do want to observe a 50th anniversary of statehood in two years.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1510 was adopted and H.B. No. 1352, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," having been

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

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 1511 (H.B. No. 19, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1511 was adopted and H.B. No. 19, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1513 (H.B. No. 507, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1513 was adopted and H.B. No. 507, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1515 (H.B. No. 1659, H.D. 2, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1515 be adopted and H.B. No. 1659, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1515 was adopted and H.B. No. 1659, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Ihara). Noes, 4 (Gabbard, Hemmings, Slom, Whalen).

H.B. No. 639, H.D. 2, S.D. 1:

Senator Menor moved that H.B. No. 639, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Slom rose to speak in opposition and said:

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

"H.B. No. 639, again, is an infringement on business and is part of the failed bottle tax bill. We are seeing that the city may start to do what it was supposed to do five years ago, and that is curbside recycling. If there is curbside recycling, then taxpayers will get banded twice. We'll be paying the deposit tax for the bottles and cans and won't get them back, and we'll be paying for the increased cost for curbside recycling at the city.

"If we really are talking about recycling, if that's our issue, then we should be supporting those efforts to have curbside recycling, which is the most convenient way of taking care of this problem. But if, as I suppose, the real issue is money, and again more money for the state government in the guise of recycling, then I'm opposed to it.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 639, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1149, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1149, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DRUGS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 122, H.D. 1, S.D. 1:

Senator Baker moved that H.B. No. 122, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure as follows:

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

“I think the idea of the bill is terrific – that we would have full disclosure on the use of state funds, either directly or indirectly, but I find it kind of hypocritical because we don’t have disclosure on funds for various tax credits that amount to many more millions of dollars than envisioned in this bill.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 122, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE FUNDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

H.B. No. 776, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 776, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TICKET SALES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1264, S.D. 1:

Senator Taniguchi moved that H.B. No. 1264, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Trimble rose in opposition and said:

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

“The justification we heard for passage is that with the passage, the person that had the right to live in the house, that owned the house, and if it went back for affordable housing and needed to be sold to another family that qualified for it, that an occupant of the house might be displaced, and this would provide that a family member of the person that died would be afforded the opportunity to purchase the house.

“The problem with the bill is that it doesn’t provide that the family member given the right to purchase the house is the person living in the house or the one that would be displaced. And it doesn’t provide that after the house is purchased by a family member that the family member that would be evicted would not be evicted. So, I don’t think it accomplishes the intent to which it was written to accomplish or the justification that was given that this would solve.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 1264, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

H.B. No. 483, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 483, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHECK CASHING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 895, H.D. 2, S.D. 1:

Senator Inouye moved that H.B. No. 895, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose to speak in opposition as follows:

“Madam President, I rise in opposition to H.B. No. 895.

“The original version of this bill was going to raise all kinds of fees, but in the final amendment, S.D. 1, the towing and storage fees have been removed but the increase in registration fees still remains, and there’s no limit or no cap on the amount of registration fees. I’ve asked people before to take a look at their automobile registration costs because they have gone up tremendously. They’ve increased more than 50 percent in the last couple of years in the City and County of Honolulu alone. But, we have both state fees, county fees; we have beautification fees; we have weight fees; we have all kinds of things in registration, and it’s approaching now, for the family car, \$250 to \$300 just on registration.

“This would be an unlimited fee increase. The public would not get to vote on it or have any way of saying “no.” Thank you.”

Senator Gabbard rose in opposition and said:

“Madam President, I also rise in opposition to H.B. No. 895, H.D. 2, S.D. 1.

“I can sympathize with the counties that have the responsibility of making sure that we get the abandoned vehicles off the road. While I was a City Councilman, we basically had a full-time person who was dealing with abandoned vehicles day in and day out. However, I cannot support punishing our law-abiding residents by allowing vehicle registration fees to be increased. What we should really be doing is passing legislation to make the people who abandon these cars foot the bill.

“Mahalo.”

The motion was put by the Chair and carried, H.B. No. 895, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen).

H.B. No. 854, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 854, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose to speak against the measure and stated:

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

“At first it would appear that this is a compassionate bill and that it’s just doing the right thing to allow a worker to continue to get benefits, but the real issue is whether or not the employee is entitled to those benefits in the first place. The bill could have made it fair and a level playing field, but it does not. Because if it’s found later on that in fact the benefits were not needed or not required or not necessary, there is no way for the employer to recover those fees. So, it’s a ‘lose/lose’ situation for small business.

“Thank you.”

Senator Sakamoto rose in support with reservations as follows:

“Madam President, I rise in support with reservations.

“In the past, workers’ comp had been plagued by contentiousness and certainly litigation as well as practitioners such as chiropractors doing treatments, and treatments, and treatments, and employees feeling better but not necessarily getting healed by treatments. I think when the measure is supported heavily by chiropractors and opposed by the Society of Human Resource Managers, the retail merchants, the National Federation of Independent Business, the Chamber, I hope as the measure goes forward, if it does go forward, that it improves so we can work better. Employers do want injured workers back, light duty and otherwise, but certainly prolonging treatment and to the certain extent where the Department of Labor has sometimes a lengthy time before the cases can even come up, unduly burdens getting the workers back to work as quickly as possible.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 854, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Sakamoto). Noes, 4 (Hemmings, Slom, Trimble, Whalen).

H.B. No. 1750, H.D. 2, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1750, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT,”

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

Ayes, 24. Noes, 1 (Trimble).

H.B. No. 863, H.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 863, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

H.B. No. 1034, S.D. 1:

Senator Fukunaga moved that H.B. No. 1034, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Fukunaga rose in support of the measure as follows:

“Madam President, I have remarks in support of this measure that I’d like to request be inserted into the Journal. Thank you.”

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

“Madame President, I rise to speak in support of H.B. No. 1034, S.D. 1, Relating to Taxes.

“The purpose of the measure is to improve the Department of Taxation’s collection capabilities through the efficient allocation of resources, simplified taxpayer filings, and a more user-friendly interface with the public. The bill does this by:

Establishing the Integrated Tax Services and Management Special Fund to improve customer services, improve taxpayer fairness, and increase cost savings, with an emphasis on electronic filing.

- Moneys in the special fund are revenues from integrated tax services and management systems post-implementation revenue-generating initiatives and will be used to pay for the integrated tax services and management systems.
- The 2007-2008 appropriation in the bill comes with a proviso that the Department of Taxation must repay the general fund for the appropriation to the Integrated Tax Services and Management Special Fund no later than June 30, 2008.
- Beginning with the 2008 legislative session, the Department must report detailed information on the costs, benefits, and features of implementing the integrated tax services and management system post-implementation revenue-generating initiatives; the amount of increased tax, interest, and penalties collected attributable to the initiatives; and the amount paid to the vendor or vendors.

Increasing electronic filing of Hawaii taxes to decrease paperwork and increase efficiencies at the Department.

- The Department of Taxation, by rule, shall require the electronic, telephonic, or optical filing of tax returns for taxpayers who must file their taxes electronically with the Internal Revenue Service.

- The Department will increase voluntary electronic filing through integrated tax services and management, free software, and software upgrades; with the emphasis of voluntary electronic filing on withholding taxes, general excise taxes, and transient accommodations taxes.
- A service fee will not be required for either mandatory or voluntary electronic filing, with the costs now paid by the taxpayer to be paid out of the Integrated Tax Services and Management Special Fund to the eHawaii.gov vendor for the costs of electronic filing.

“Electronic filing of Hawaii taxes is abysmally low – in 2006, only 27 percent of all individual income tax returns and only 4 percent of business returns were filed electronically. During tax season, it is not unusual for the department of taxation to receive literally a ton of mail a day. In the case of business returns, many businesses are also required to file further income tax withholding and general excise and transient accommodations tax payments, resulting in over 1.5 million filings by businesses in Hawaii, with 96 percent being processed manually.

“Overall, only 15 percent of Hawaii tax returns are filed electronically, and the \$2.50 ‘convenience’ fee imposed by the eHawaii.gov portal has posed a significant barrier to people who might consider filing electronically.

“Furthermore, the last audit of the Department of Taxation stated that the Department was not processing checks quickly enough – that the 30-45 day processing time was far too long. This is not a recent criticism – it was in 1996, when the Auditor submitted a follow-up report to her full audit of 1994. Has it improved in the past 10 years? I wish I could say it has, but when I asked the Department that question, I received no information that assured me it had – and that the Department had adequately addressed the Auditor’s concerns.

“Madame President, paying taxes is never pleasant, but we can at least make it easier for taxpayers and more efficient for the Department. I urge my colleagues to approve this bill and bring the paying of taxes in Hawaii into the 21st century.”

Senator Slom rose in opposition and said:

“Madam President, I rise in opposition of the bill.

“It’s a good bill. It’s a very good bill. It’s a good purpose. There’s only one problem – it creates yet another state special fund, so I’m voting against it.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 1034, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1550 (H.B. No. 1306, H.D. 2, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 1550 be adopted and H.B. No. 1306, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose against the measure and said:

“Madam President, I rise in opposition to give Senator Slom a pause to catch his breath. (Laughter.)

“Again, we’re dividing up society based on artificial classifications, in this one, age. I know it’s to benefit Sam Slom, I mean Senator Slom, but quite frankly we’re talking about diminished capacity and not age as what we should be deciding. The reason why we should be seeking to protect people shouldn’t be based on age. It should be based on diminished capacity, and this doesn’t do that. People don’t walk around carrying signs saying how old they are.

So, number one, I don’t think it’s going to accomplish the intended purpose. Number two, if you’re really interested in deterring crime, the most effective way of doing that is the certainty of being caught. This doesn’t do that. And the third thing is not only the certainty of being arrested, but the certainty of being convicted. It has very little to do with penalties. It is the certainty of being arrested and the certainty of being brought to trial. So, it is not going to accomplish its intended purpose.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1550 was adopted and H.B. No. 1306, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 1556 (H.B. No. 436, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1556 was adopted and H.B. No. 436, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 1557 (H.B. No. 1336, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1557 was adopted and H.B. No. 1336, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 1558 (H.B. No. 1721, H.D. 1, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 1558 be adopted and H.B. No. 1721, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in favor of the measure with reservations as follows:

“Madam President, I rise to speak in favor of this bill with reservations.

“Colleagues, let’s be honest with ourselves – this bill is a retribution bill; it’s not a prevention bill. No one in their right mind is going to interfere or assault an emergency worker. So, what we’re talking about is conduct that is irrational. And to the extent that emergency response personnel feel that this law will make them safer, it does place them in additional danger.

“So, I suggest that frequently in our attempts to do good, we do not accomplish that end result because we don’t realize the mind of the people that we are seeking to influence. And for that reason, I’m voting in favor of this bill, but with reservation.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1558 was adopted and H.B. No. 1721, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES PERSONNEL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Trimble). Noes, none.

Stand. Com. Rep. No. 1560 (H.B. No. 667, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1560 was adopted and H.B. No. 667, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1564 (H.B. No. 843, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1564 be adopted and H.B. No. 843, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition and said:

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

“I think we all want to see a thriving Kahuku Hospital. We want the residents and citizens in that area to be taken care of. But to have the HHSC acquire Kahuku Hospital with their record of financial troubles – we have bailed out the corporation and will continue to do it this Session. We already had an emergency appropriation for Kahuku Hospital. To add another state hospital into this mix without really looking at the financial implications in trying to solve a problem rather than the symptoms I think is wrong and is going to do a disservice not only to the people in the North Shore but also to the taxpayers.

“Thank you.”

Senator Hee rose in favor of the measure and stated:

“Madam President, I rise to speak in favor of the bill.

“I would like to thank the Committees for moving the bill forward. This is a bill that, quite frankly, by definition, is to assist hospitals that cannot take care of themselves. This is not an epiphany and should not be an epiphany to anyone seated in the Chamber.

“The fact of the matter is healthcare costs are rising; they are not decreasing, and the healthcare needs of the people increase and do not decrease. This is policy. It’s good policy, because if for no other reason, it sends a strong signal not only to the people in Kahuku, but the people statewide, that this government cares about them, and that this government will look to the needs of healthcare, regardless of where you might be, isolated or otherwise.

“Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1564 was adopted and H.B. No. 843, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1568 (H.B. No. 600, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1568 be adopted and H.B. No. 600, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and said:

“Madam President, I rise in opposition to this measure.

“Wonderful intentions. Those that are not familiar with English, it is important that there are interpreters so that they realize what is being said that they need to respond to. The problem is the bill doesn’t talk about what the cost is; it doesn’t talk about how many languages we’re seeking to deal with; and it doesn’t even address the need of an individual to understand it in his own native tongue.

“When we pass this legislation, what we are seeking to do is to have certain translators that are certified. The number of languages that we are dealing with does not guarantee that the person they will be translating for is their own native language. So, by passage of this bill, I do not think that we’re accomplishing its intent. All we did was hear testimony from a certain group that would benefit from the passage of this bill, not the larger population that we were seeking to serve.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1568 was adopted and H.B. No. 600, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COURT INTERPRETERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 1569 (H.B. No. 1133, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1569 be adopted and H.B. No. 1133, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition and stated:

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

“One of our goals and one of our policies certainly is to encourage more people to vote. We went from being the number one state in the Nation to number 50 in the Nation in terms of voter turnout as related to registration. But I don’t think that the reason for the low turnout is because people can’t vote or are not registered right up to election day.

“As a matter of fact, there are a number of problems associated with this bill. There’s no discussion about additional cost. We also know that every year, or every election year, we have a problem filling all of the vacant positions. We’re now calling on election people to do more, and we’re simply saying that you can bring an ID and we have a variety of IDs, but we’ve been dealing with the issue of identity theft for years and we know that no document is safe and secure from that.

“So, if the objective is to get more people voting, then maybe we should do more in terms of the legislation that we pass in the Legislature and not require registration at the last minute. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1569 was adopted and H.B. No. 1133, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ELECTION DAY REGISTRATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 1571 (H.B. No. 1211, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1571 be adopted and H.B. No. 1211, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

“Madam President, I rise in opposition to this measure.

“Colleagues, one of the most important changes that this measure does is that it wipes away the distinction between compensation to an attorney that is provided in court as opposed to the number of hours put in out of court. I think that these are vastly different cost items and should be separately addressed in terms of a compensation number.

“If you just go through and figure that an attorney only works as hard as everybody else works, and we know that’s probably false, the amount of compensation that they can receive from the court system amounts to about \$180,000 a year. Some people might consider this more than a living wage, and if you feel that it might be, even for an attorney, excessive, then I would suggest you err on the side of caution and vote ‘no.’

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1571 was adopted and H.B. No. 1211, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FAMILY COURT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1573 (H.B. No. 1567, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1573 was adopted and H.B. No. 1567, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 855, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 855, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Sakamoto requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 855, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Sakamoto). Noes, 4 (Hemmings, Slom, Trimble, Whalen).

H.B. No. 30, H.D. 2, S.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 30, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Gabbard, Hemmings, Slom, Trimble).

H.B. No. 500, H.D. 1, S.D. 1:

Senator Baker moved that H.B. No. 500, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

“Madam President, I rise to speak in favor of this measure, which is the Senate’s version of the executive budget for the next biennium.

“I introduced WAM’s hardworking staff earlier, but I want to again publicly thank them for their hard work and diligence in pulling together this document and for helping the Committee with all of its work thus far. They endured a computer virus that caused our system to crash losing valuable data and requiring reentry and more line-by-line reviews, and of course, all of the last minute questions and requests that they fielded with patience and good humor. For the record, Madam President, this year’s staff is led by the individuals that I introduced – Gordon Arakaki, Committee Clerk; Aaron Nyuha, Budget Chief; Chad Taniguchi, Bills Chief; Jennifer Chow, Capital Improvement Program Specialist; Budget Analysts: Serene Chew, Christopher Delaunay, Jeffrey Lam, Alan Sarhan, Susan Sweeney, Gregory Yukumoto; Bills Researchers: Eric Arquero, Alden Lum, Sharon Matutino, Greg Wigger; Lisa Espero, WAM Clerk; and Alison Kato, WAM Clerk.

“Secondly, I’d like to personally thank my colleagues on the Ways and Means Committee, particularly my Vice Chair who developed the CIP portion of the budget and provided valuable perspective on other matters before the Committee. Mahalo, too, to all of my colleagues on the Committee for sharing their wisdom and experience with me. I also want to thank them for their patience and support through the first and second decking and the development of the budget bills. Mahalo, too, to my predecessor, the Senator from Manoa, for his stewardship and sage advice.

“Finally, I’d like to thank you, Madam President, and all of the Senate subject matter Committee Chairs for sharing your perspectives and priorities with the Ways and Means Committee.

“I’m sure we didn’t include every item members hoped to see in the Senate Draft. We did try to accommodate subject matter priorities either in the budget document itself or in the financial plan for bills that are still moving through the process. You helped the Committee by providing priorities for the bills, feedback on the Executive’s priorities, and your personal and

subject matter CIP and GIA wish lists. Your input made the Committee's job easier.

"Colleagues, it's a truism to note that Hawai'i has many legitimate yet competing interests vying for state resources. This year in the GIA arena alone, we had over 300 requests totaling over \$330 million. Not in the too distant past, our GIA budget totaled only a few million dollars.

"Madam President, your Committee truly listened to everyone and then made the necessary and sometimes hard decisions in order to craft a budget that reflects our shared goals, principles, and priorities that you so eloquently outlined on Opening Day. We've stayed within the ceiling established by the Executive and within her bond expenditure plan. I believe we've provided a balanced budget that, coupled with the bills we're still working on, will address the pressing challenges in our State.

"As you know, Madam President, the fundamental policy document of the State of Hawai'i is the executive budget. Through this document, your Committee has laid the groundwork for the creation of a sustainable Hawai'i with strong families and communities, a healthy economy and environment, and a literate, competent workforce able to compete in the global marketplace.

"In crafting the Senate version of the executive budget, your Committee was guided by four principles and priorities in developing state budgetary policy – to help strengthen our families and communities; to sustain a healthy and diversified economy; by among other things, but perhaps most importantly, investing in public education, both higher and lower; also to shape a Hawai'i that is a great place to visit because, first and foremost, it is a great place to live. And we sought to provide a state budgetary policy to promote a fiscally prudent, transparent, and sustainable state government.

"Colleagues, the Senate version of the executive branch budget carries out our stated goals, principles, and priorities. In support of strengthening our families and communities, your Committee allocated approximately 27 percent of the new general fund appropriations to health and human services, amounting to an additional \$120.4 million in FY 08 and an additional \$145 million in FY 09.

"In support of sustaining a healthy and diversified economy through properly educated workforce, your Committee allocated approximately 53 percent of the new general fund appropriations to lower and higher education, amounting to an additional \$155.4 million in FY 08 and an additional \$181.5 million in FY 09 for lower education; and an additional \$73.3 million in FY 08 and \$100.9 million in FY 09 for higher education.

"In total, looking at all sources of funding, the Senate's version of the executive budget appropriates \$10.360 billion in FY 08 and \$10.547 billion in FY 09. Specifically regarding general fund appropriations, this budget appropriates, \$5.185 billion in FY 08 and \$5.283 billion in FY 09. Compared with the budget submitted by the Governor in December of 2006, as adjusted by her various Governor's Messages throughout this Legislative Session, this budget represents a decrease in \$2.3 million in FY 08 and another \$1.8 million in FY 09 in general fund appropriations.

"Finally, Madam President, we must take note that Hawaii's economy is slowing and inflation is eating up much of the State's current growth in general fund revenues. This reflected in the most recent forecast of the Council on Revenues which decided to keep unchanged its December forecast of the general

fund revenues for fiscal year 2007-2008 through fiscal year 2012-2013. Essentially, the forecast on Council on Revenues underscores the need for us to adopt a fiscally prudent, sustainable budget for the State of Hawai'i as there are no significant increases in the revenues being forecast.

"Madam President, colleagues, the budget is in process and it is not complete. We will head into Conference with the House next week to finish the task. Budget worksheets are being uploaded as we speak, and I anticipate we'll receive additional valuable feedback from affected agencies, advocates, our colleagues, and the general public as we work with our House colleagues and the administration to finalize the executive budget for the upcoming biennium.

"As we move into the Conference phase, I respectfully ask my colleagues to continue to work with us to refine the budget and other bills so at the end of the day we have the policy documents needed to continue moving Hawai'i forward in support of strong families and communities, a healthy and vibrant economy, and a Hawai'i that is a great place to visit because it is a great place to live.

"I ask my colleagues for your continued support of WAM's effort and to vote favorably on this measure. Mahalo."

Senator Hemmings rose to support the measure and said:

"Madam President, I rise to speak in favor of the budget.

"I, too, would like to add my accolades and thank you to the Senate Majority Ways and Means Committee for the fine work they did on this, and I'd like to add specifically the Chairman into that thank you for the transparency and the openness in which she conducts the meetings and decision making, especially where we do have worksheets and are able to recall on short notice how everybody testified on those various sundry measures going through the process.

"I'd like to also thank our own Senate Minority staff for producing this incredible digest of the budget that really ferrets out exactly where the money is being spent, what departments are increasing, and what others are being held in abeyance.

"I might want to point out for the purposes of information for the public and for the colleagues today that, yes, this budget does appear to cut spending marginally out of the billions being spent from the executive budget. It's not the entire picture. The off-budget spending that is not in this bill but in other bills moving through the Legislature, last year added close to \$400 million of additional spending, eating up most of the surplus. There are a number of bills this year that are moving through the legislative process that will have a similar impact on the total amount of money the State has to spend.

"I would also like to comment on the fact that this budget is oftentimes utilized to take credit for the strong economy, for helping serve the cause of having more literacy, and other aspects of our living here in Hawai'i. I might offer into evidence just the opposite is true. Our economy is strong because of tourism, the one industry the economy has, but when you look at the big picture, we're incredibly over dependent on one industry and business has a hard time getting a foothold here – so hard a time that one business that got a tax credit to this process several years ago decided to build their multi-million dollar facility in another state where it was more reasonable to do business.

"I might also add that literacy is a problem. We continue to throw more money at it every year, year in and year out, and it doesn't seem to improve that much.

"I will take exception with the term that this budget is 'prudent and conservative' because every year, regardless of what the economy is doing, the state's spending increases sometimes two times or three times more than the growth in the private sector economy. Sooner or later, that will have a dire effect on the people of Hawaii's ability to pay for and live in this state.

"In closing I'd like to just remind the Majority Party that when it comes to collecting money to pay for these budgets, Hawai'i is the worst state in the nation for taxing its poor – something you should not be very proud of.

"Thank you, Madam President."

Senator Tsutsui rose in support of the measure and said:

"Madam President, I rise in support of H.B. No. 500, S.D. 1.

"Madam President, let me begin by first commending Chair Baker for her leadership in crafting the Senate draft of the state budget. I would also like to thank the Ways and Means staff for their diligent work and long hours, many of which were at nights and over the weekends. And I would also like to thank the committee members for their contributions and input into the budget. And of course I'd be remiss if I didn't thank the former Chair and my good friend sitting to my immediate right for allowing me to pop in and out of his office to get advice on many of the CIP and grant-in-aid related items.

"Madam President, your Committee has evaluated the priorities of the administration, the Board of Education, the Board of Regents, and most importantly, the communities throughout the state to develop the Senate's CIP budget. I'm proud to say that this budget has prioritized both projects that would repair and improve our aging state facilities as well as new projects that would support expanding programs in our increasing population.

"The Committee has continued to make education a high priority, and as such, the CIP budget devotes significant resources towards public education facilities. This budget has included over \$500 million for the Department of Education's capital improvement program over the next biennium. In addition, it includes a significant capital commitment to the University of Hawai'i – over \$250 million for repair and deferred maintenance as well as new projects for all its existing campuses statewide.

"In addition, Madam President, we included \$20 million for the repair and maintenance of public housing units; \$10 million to incorporate green building design elements for energy conservation and efficiency; \$15 million for HHSC to deal with repair and maintenance issues; over \$20 million for dam assessment, maintenance, and remediation; close to \$8 million for state irrigation systems and reservoir safety improvements; \$2.6 million for civil defense sirens, especially in rural areas; as well as over \$6 million to improve critical communications in case of emergencies and natural disasters.

"Madam President, these are just a few of the many CIP projects that were included in H.B. No. 500, S.D. 1, and I urge my colleagues to support it as we head into Conference.

"Thank you, Madam President."

Senator Slom rose in support with reservations and stated:

"Madam President, I rise to support the budget bill with reservations.

"There's no question that there are many good things within this budget and there's no question about the hard work on both sides to craft this budget, but the fact remains that \$20 billion, more than \$20 billion is a lot of change. And it's not our money; it's the public's money; it's the taxpayers' money. We see that not only is the budget and the expenditures in the budget rising faster than the economy but also in the ability of people to pay for additional increases as measured by personal income growth.

"So, I will keep an open mind and watch this through the Conference process, but I would caution our colleagues that it certainly is a lot easier to spend other people's money and lots of times when we're working with figures where it's a billion here, a billion there, pretty soon it adds up to real money.

"Thank you."

Senator Trimble rose with reservations on the measure and said:

"Madam President, I also rise with slightly different reservations.

"An island community is different than a continent in one important respect and that is that when hard times come, communities on the mainland tend to reduce the size of their government workforce. Island communities tend not to do that because the person that they would be rifting is their neighbor, or their cousin, or their uncle.

"If I have a problem with this budget, it is because we're not seeking to reduce the size of our government labor force. I favor the pay raises that were announced for the HGEA. I believe that government workers deserve better pay. My concern is the warm body count – the number of government workers. And I think that the only time it is palatable to look at the size of government is when unemployment is low, when your auntie, or your uncle, or your neighbor has an alternative – another place to work. We should be going through that process now – now that we're in the good times – and not defer it until the bad times that surely will follow good.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 500, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 2 (Slom, Trimble). Noes, none.

Stand. Com. Rep. No. 1587 (H.B. No. 1200, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1587 be adopted and H.B. No. 1200, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Madam President, I rise in opposition.

"Colleagues, I have two concerns. They're pretty short. One of them is part of Section 12 of the budget which says the Office of Hawaiian Affairs is authorized to designate or delegate to another state agency or county agencies, the planning, acquisition of land, design, construction, and equipment of any capital improvement project. The reason why

I'm standing in opposition is because it did not specifically exclude HCDA, or what could be considered by some an incestuous relationship between the two agencies.

"The second reason I'm standing in opposition is because of the location of their announced headquarters at the site of what is now Container Freight Station No. 3 in Honolulu Harbor. From the point of OHA, I question whether the site is suitable. There is a forced sewer main going through the property. Its position with a drainage canal on one side means the property will continue to be subject to flooding. It is also next to where the research laboratories of the Medical School will be ingesting mice with avian flu virus and gosh knows what else. It is also a site that is well within the tsunami zone. But if they choose to go with that – fine and dandy. From my perspective as a Senator for this region, Container Freight Station No. 3 and the land that it surrounds has utility to Honolulu Harbor which is the 14th busiest container port in North America, and which is just as congested as the neighbor island ports on Maui and Kauai that have given rise to much dissension this Session.

"The cost of duplicating Pier 2 runs in the hundreds of millions of dollars. OHA has many alternatives where they could build their headquarters. It does not need to be in Honolulu Harbor – land that is used as our lifeline for over 90 percent of our products.

"For the two reasons I've just articulated – the inappropriateness for putting their headquarters in Honolulu Harbor and because of the potential incestuous relationship between HCDA and OHA where funds from OHA will be used to fund an agency that has, I guess, run out of money, which is HCDA. And I call to mind the actions that we have taken this year and last year with respect to HCDA and their current inability to carry forward projects that appear to be in the broad public interest.

"So, thank you for the opportunity to stand and offer comments in opposition to this bill."

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

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

"Madam President, I stand in support of H.B. No. 1200, S.D. 2.

"As we discussed the budget before the Water, Land, Agriculture and Hawaiian Affairs Committee, it became evident to us that the Office of Hawaiian Affairs has worked closely with HCDA in coming up with the site where they intend to build their new administrative building. I'm not sure I would characterize the relationship as incestuous. It appeared to me that it was an agency-to-agency relationship. There will be a lease. There will be the approval by the HCDA with respect to the design characteristics of that area.

"So, in my opinion, I think this is something that state agencies are working out. Whether or not it's the most appropriate place, I will not comment on that. But obviously, it's something that the Office of Hawaiian Affairs and HCDA are working on.

"With respect to the harbor facilities at Piers 1 and 2, as you know, last Session we worked hard to carve out adequate space at Piers 1 and 2 for the future growth in the area. Obviously, we cannot accommodate all the growth at Piers 1 and 2. The necessary harbor improvements will proceed in the Ewa direction going to Kapalama and that area. So I believe that the

Department of Transportation, Harbors Division in particular, is very aware of the needs of the harbor facilities and they are working hard to address that. As all of you know, we have a measure before us that will allow the Aloha Tower Development Corporation to work with the Department of Transportation to in fact plan that area of harbor improvement.

"Whether or not OHA will finally settle on this site or not is something again I think that the two agencies need to work out. I would like to say, though, that I believe it's a great anchor for the Kakaako Park. I think what the Office of Hawaiian Affairs intends to do with respect to cultural interpretation, cultural sites, having their building also used by the community in general in terms of meeting places, is going to be a very, very good improvement for the Kakaako area.

"So for those reasons, Madam President, I would urge my colleagues to support H.B. No. 1200, S.D. 2.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1587 was adopted and H.B. No. 1200, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, 1 (Trimble).

Stand. Com. Rep. No. 1588 (H.B. No. 1212, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1588 be adopted and H.B. No. 1212, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1588 was adopted and H.B. No. 1212, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 1594 (H.B. No. 1044, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1594 was adopted and H.B. No. 1044, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1337, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 1337, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 936, H.D. 2, S.D. 1:

Senator Taniguchi moved that H.B. No. 936, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak in opposition and said:

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

“This bill was heard in Commerce and Consumer Protection but there’s no real consumer protection with this bill. This bill is to allow banks and charge card companies to have fees. The bill was amended. At one point there was a possibility of frontloaded fees, back loaded fees, storage fees, maintenance fees, replacement fees, all kinds of fees on a simple gift card. The person’s already paying for the gift card. The recipient, be it a bank or charge company already has the surplus. It is certainly told that every year there are a number of these cards that are never cashed or used either in part or in whole. So I don’t see that adding additional fees is going to help anyone other than the providers.

“Thank you.”

Senators Hooser, Kim, Menor and Chun Oakland requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 936, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 4 (Chun Oakland, Hooser, Kim, Menor). Noes, 3 (Hemmings, Slom, Trimble).

At 12:40 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:29 o’clock p.m.

H.B. No. 116, H.D. 2, S.D. 1:

Senator Taniguchi moved that H.B. No. 116, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senators Hooser, Kokubun, English and Tsutsui requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 116, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 4 (English, Hooser, Kokubun, Tsutsui). Noes, none. Excused, 5 (Bunda, Hee, Ihara, Menor, Whalen).

H.B. No. 835, H.D. 2, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Baker and carried, H.B. No. 835, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Slom, Trimble). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 1503, H.D. 1, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Inouye and carried, H.B. No. 1503, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 3 (Hemmings, Slom, Trimble). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 1246, H.D. 1, S.D. 1:

Senator Kokubun moved that H.B. No. 1246, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

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

“Madam President, I stand in opposition.

“Colleagues, it’s already a crime. What is it that we expect to accomplish today by suddenly putting the name ‘copper’ in it. And quite frankly, copper still gets stolen even after somebody got ‘fried.’ And if that is not a deterrent, what we do today certainly will not be either. Again, it is the probability, the likelihood of getting caught that deters crime, not making it a crime a second or a third time. Criminal property damage is already a felony. We are not accomplishing anything by passing this law today.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 1246, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO METAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Trimble). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 451, H.D. 1, S.D. 1:

Senator Kokubun moved that H.B. No. 451, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Trimble rose in opposition as follows:

“Madam President, I rise in opposition to a very small portion of H.B. No. 451.

“The function of this legislation is to try and deter graffiti. Most of it, the bill, would actually serve to do that purpose. The portion of the bill that would not is the leaving up of graffiti until somebody is caught, and then brought to a court, and then given 60 days to eradicate it, to erase it, to remove it. The number one thing that can be done to reduce graffiti is by its removal, not by waiting to have it removed.

“So, if you’re trying to encourage graffiti, then pass this bill. If you’re trying to discourage it, then at least remove that portion of it where you seek to be ‘Mommy’ and punish a kid by washing his mouth out with soap, or in this case leaving it up so that he will have the time to remove it, because you will not be making our walls and our buildings free of graffiti. What

you will do is actually increase the incident and help the neighborhood deteriorate.

“That is my reason for opposing this bill in its present form. Thank you.”

The motion was put by the Chair and carried, H.B. No. 451, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GRAFFITI,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Trimble). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 1818, H.D. 2, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Inouye and carried, H.B. No. 1818, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Slom, Trimble). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 1130, H.D. 1, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Inouye and carried, H.B. No. 1130, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Slom). Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 257, H.D. 1, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, H.B. No. 257, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND USE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Hee, Ihara, Whalen).

H.B. No. 659, H.D. 2:

Senator Kokubun moved that H.B. No. 659, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tokuda.

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

“Madam President, I rise in opposition to this measure as currently written.

“Much of the conversation we’ve had this Legislature has been the use of the Hawaiian language. So, if we’re really interested in this plant being the State Plant, then shouldn’t we call it ‘kalo’ instead of ‘taro’?”

“The second thing has to do with the purpose clause, and it has to do with the origin of kalo. And, I think some discussion on the Floor is significant in terms of how you view the creation, how the rest of society views it, and how you think future generations will view it. Is this a simple story, a myth, or is it the center of a core belief system. The extent to which it is

more than a myth, I think, deserves some discussion on this Floor before we make this law.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 659, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TARO,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Trimble). Excused, 5 (Bunda, Hee, Ihara, Taniguchi, Whalen).

H.B. No. 676, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 676, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMALS,” was deferred to the end of the calendar.

Stand. Com. Rep. No. 1635 (H.B. No. 777, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1635 was adopted and H.B. No. 777, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Hemmings). Excused, 4 (Bunda, Hee, Ihara, Taniguchi).

Stand. Com. Rep. No. 1637 (H.B. No. 1670, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1637 be adopted and H.B. No. 1670, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and said:

“Madam President, I rise in opposition to this measure.

“Colleagues, this is really wacky. Take a look at it. It truly is whacky! Who is it that we are trying to create a job for? I mean, this is amazing. We’re setting up a for-profit corporation and we’re going to do it with the people’s money – an amazing concept.

“Anyway, it doesn’t make any sense. I urge you to read the bill carefully before you blindly cast your vote in favor of another bill.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1637 was adopted and H.B. No. 1670, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1638 (H.B. No. 226, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1638 was adopted and H.B. No. 226, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1639 (H.B. No. 1356, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1639 was adopted and H.B. No. 1356, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION BOARD ALLOWANCE FOR FORMER FOSTER YOUTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 1640 (H.B. No. 104, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1640 was adopted and H.B. No. 104, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 1644 (H.B. No. 1746, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1644 be adopted and H.B. No. 1746, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1644 was adopted and H.B. No. 1746, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Kokubun). Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Hee).

Stand. Com. Rep. No. 1645 (H.B. No. 859, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1645 be adopted and H.B. No. 859, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Sakamoto rose to speak against the measure as follows:

"Madam President, I rise in opposition to this matter, just briefly.

"I believe certain things are management rights and management has opportunity in some of the issues to deal best with employees – their placement, promotion, transfer, etc. This bill deals with public employees, however if a measure like this does become law, we're on a very slippery slope in terms of management being able to efficiently run their company whether it's the state company or a private company."

Senator Hemmings rose to speak against the measure and said:

"Madam President, I rise to speak against this legislation.

"In doing so, I'd like to ask the question, 'Are we yielding our constitutional duty to labor negotiators?' I think so with this bill. I would no longer put us in the driver's seat when it comes to the laws that affect the people of Hawai'i, most especially public labor which far and away is the biggest element of our budget and most expensive thing the taxpayers of Hawai'i pay for.

"Controlling labor and its destiny in relationship to the people that are paying for it is the most important thing I would suggest we do as a result. Yielding our ability to do so to the collective bargaining process in contracts I believe is unconstitutional, and I believe this bill should not merit our support as a result.

"Thank you, Madam President."

Senators Kim, Nishihara and Ige requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1645 was adopted and H.B. No. 859, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 3 (Ige, Kim, Nishihara). Noes, 6 (Gabbard, Hemmings, Sakamoto, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1646 (H.B. No. 1500, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1646 was adopted and H.B. No. 1500, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1649 (H.B. No. 497, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1649 was adopted and H.B. No. 497, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1652 (H.B. No. 34, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1652 was adopted and H.B. No. 34, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1653 (H.B. No. 250, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1653 be adopted and H.B. No. 250, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Madam President, I rise in opposition to H.B. No. 250.

"Colleagues, when our Harbors Division of the Department of Transportation is in such dire straits that it cannot plan the orderly expansion of our harbor system, we are truly in desperate straits. The fact that this bill is needed, I don't question it. I think Sandy Pfund is a very capable individual. She runs a good organization. The larger picture is that we need within our Department of Transportation personnel that can plan and execute those plans in the development of our harbor system – a harbor system that has been neglected for almost two decades.

"We've discussed what overcrowding of our harbors do on the neighbor islands. The situation is also true in Honolulu. We don't accomplish this by simply giving that responsibility to a quasi-public agency. So maybe it's okay to vote 'yes' now, but when we move forward to the future, our state departments should have the in-house capability of planning the expansion of our infrastructure system.

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1653 was adopted and H.B. No. 250, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1655 (H.B. No. 1221, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1655 be adopted and H.B. No. 1221, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

"Madam President, I rise to support the bill with reservations.

"We could title this bill 'The Old McDonald had a Farm' bill and we could all say, 'e-i-e-i-e-i-o,' because we started out trying to help the dairy industry, then we had the cattle industry, and then we have the hog industry, and we've got all the other industries. The problem is this is not a revitalization bill. This is a stop-gap measure for subsidy for the next two years. We're not getting at the root cause of the problems – the increased cost of feed and increased cost of operation, including taxes – on our farms.

"So, with one hand we say we want to help the farmers, we want to revitalize these industries, on another we still make the business climate a hostile one here. So anybody that's voting for this because they think it's a revitalization bill is sadly mistaken.

"We need to get at the root cause of our problems to help agriculture, and that means that some agricultural entities will fail, just as they have in the past, but we need to help those that will succeed and also to help those that are transforming themselves from what they did before into something new.

"So, I'll support the bill through Conference with reservations. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1655 was adopted and H.B. No. 1221, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Slom). Noes, 1 (Gabbard). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1656 (H.B. No. 1270, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1656 be adopted and H.B. No. 1270, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure as follows:

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

"This bill's got some good points, got a lot of bad points, but it also has yet another special fund, so I'm voting no. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1656 was adopted and H.B. No. 1270, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1659 (H.B. No. 71, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1659 was adopted and H.B. No. 71, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Bunda).

At 1:47 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:49 o'clock p.m.

Stand. Com. Rep. No. 1660 (H.B. No. 1456, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1660 and H.B. No. 1456, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," was deferred to the end of the calendar.

Stand. Com. Rep. No. 1664 (H.B. No. 1950, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1664 be adopted and H.B. No. 1950, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

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

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

"The bill is being sold as a bill that's going to expedite housing and the process to help affordable housing. But you know, if you really read the bill closely, it's not going to do either. It's actually going to take longer than the 45 days now, and it's not going to help affordable housing. So, if that's what

we really want to do, and I think we all do, this is not the vehicle to do it.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1664 was adopted and H.B. No. 1950, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Baker, Bunda).

Stand. Com. Rep. No. 1666 (H.B. No. 791, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 1666 be adopted and H.B. No. 791, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Espero.

Senator Trimble rose to speak in opposition and said:

“Madam President, I rise in opposition to this measure.

“Colleagues, what this measure does is exempt or provide that premium gasoline in this community will not be blended with ethanol. The decision to enact this law was probably made on the testimony of perhaps 1 to 2 percent of our population that were adversely affected by this legislation that was created by Democrats in a Democratic Administration many years ago.

“The problem with coming in at the last moment and changing the rules is that it does not give the private sector a sufficient amount of time so that they can solve the problem. Current law provides that 15 percent of the fuel that is sold in Hawai‘i does not have to be blended with Ethanol. By changing the rules at this late date, without adequate hearings and without finding out how it is going to be accommodated, we may be creating a situation where we’re increasing the cost to everyone to benefit the 1 to 2 percent.

“I suggest that not all gasoline stations are the same. Some of them do not have separate tanks for the mid-level of gasoline. They blend the high and the low octane gas together once it’s at the station, to have the medium grade blend. They could not do this if the premium grade blend did not have ethanol in it.

“Before we change the law, we have to be assured that we’re improving it, not making it worse. We have not done that. We have not gotten the input from the gasoline stations and from the distributors and from the refineries. To change the law at this late date without the input of the industry that is going to be implementing the law makes no sense and could wind up causing more uncertainty in the marketplace, higher prices, and less people getting the products that they need.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1666 was adopted and H.B. No. 791, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GASOLINE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Ige).

Stand. Com. Rep. No. 1669 (H.B. No. 356, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1669 and H.B. No. 356, H.D. 2, S.D. 1, entitled: “A BILL FOR AN

ACT RELATING TO CHILD ENDANGERMENT,” was deferred to the end of the calendar.

Stand. Com. Rep. No. 1670 (H.B. No. 1830, H.D. 2, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1670 was adopted and H.B. No. 1830, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILD PROTECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Ige).

Stand. Com. Rep. No. 1671 (H.B. No. 469, H.D. 1, S.D. 2):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1671 was adopted and H.B. No. 469, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Ige).

Stand. Com. Rep. No. 1672 (H.B. No. 964, H.D. 1, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 1672 be adopted and H.B. No. 964, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition as follows:

“Madam President, I rise in opposition.

“Colleagues, there’re many levels of FDA approval and this bill does not require the use of an FDA-approved product. The second reason for suggesting that you look at the language of this bill very carefully is that many people think that it does infringe on privacy rights.

“So, before we go down and decide that where management and unions agree for a program, I think we should at least consider what is the probability, what is its statistics, what is the data on false positives, what is the reliability of what we’re introducing or allowing to be used? And I would think that our standard should be, at the very least, an FDA-approved product.

“We should also look at if in our own mind the process that is described can have the detrimental impact of infringing upon privacy. We haven’t gotten into a larger discussion of competency. Maybe that is appropriate for a later date. But we should at least look at privacy rights and whether it is an FDA-approved product.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1672 was adopted and H.B. No. 964, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1677 (H.B. No. 1001, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1677 be adopted and H.B. No. 1001, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition and said:

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

“Similarly to H.B. No. 1950, this talks about an expedited process for rental housing, but it really is not going to accomplish that. It’s interesting to note also that it only applies to the City and County of Honolulu. We’ve raised the stakes. We used to say, ‘to counties with 500,000 and above,’ but we’re scared to death that Maui is catching up so now we say, ‘750,000 and above.’

“I believe that they have problems with the lack of rental housing on Maui, on Molokai, on Lanai, on Kauai, on the Big Island, and yet we reserve this only for Honolulu.

“I’ll be voting against it. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1677 was adopted and H.B. No. 1001, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1679 (H.B. No. 1083, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1679 be adopted and H.B. No. 1083, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

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

“Madam President, I stand in opposition to H.B. No. 1083.

“What this does is it provides for incubator space in Kakaako. It provides for not a small amount of space, but 100,000 square feet – 100,000 square feet of incubator space for an unknown number of years. It used to be five years, and the last time a similar bill came before us I asked how much were we willing to commit to this incubator space? Is it \$1 million? Is it \$10 million? Is it \$40 million?

“I think it is important for us as the Legislature to control the upper limit to how much we are willing to spend to subsidize such an incubator facility.

“Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1679 was adopted and H.B. No. 1083, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1680 (H.B. No. 1003, H.D. 3, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1680 was adopted and H.B. No. 1003, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1683 (H.B. No. 212, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1683 was adopted and H.B. No. 212, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1684 (H.B. No. 1220, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1684 be adopted and H.B. No. 1220, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

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

“Another good bill flawed by the creation of yet another bad special fund.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1684 was adopted and H.B. No. 1220, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Slom). Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1686 (H.B. No. 760, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1686 be adopted and H.B. No. 760, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senators Ihara and Chun Oakland requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1686 was adopted and H.B. No. 760, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON SERVICE CONTRACTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Ayes with Reservations, 2 (Chun Oakland, Ihara). Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1687 (H.B. No. 1231, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1687 was adopted and H.B. No. 1231, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1689 (H.B. No. 1277, H.D. 2, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 1689 be adopted and H.B. No. 1277, H.D. 2, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Inouye rose and said:

“Madam President, I rise to register my ‘no’ vote. I have comments I’d like to be entered into the Journal.”

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

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

“Madam President, five years ago, the original purpose of this bill was to build a world-class aquarium at Ko Olina and support economic momentum for West Oahu.

“Earlier this year, Ko Olina agreed to return the credit unused and wholly intact. At the time, Ko Olina developer Jeff Stone was quoted in the media as saying it was no longer necessary and that the credit had done its job by just being there, as a statement of faith in the future of West Oahu.

“Madam President, in your Opening Day speech you also noted that you had asked Mr. Stone to permit us to redirect and reallocate the Ko Olina aquarium tax credit for larger ends and broader initiatives. I have a number of concerns regarding these events and the subsequent direction this bill has taken.

“First of all, we need to be cautious about any tax credit that is aimed exclusively at any single group or entity. And I certainly object to any impression that we need to ask permission to redirect a tax credit because it was not used for the purpose for which it was created.

“\$75 million is a lot of money by anyone’s standards. Ko Olina has had sufficient time in which to take advantage of that generosity. Instead, what Mr. Stone found was that the construction of an aquarium was not necessary to accomplish larger ends, in his words, ‘driving attention and economic momentum to the West side.’ He added, ‘The tax credit’s done its job.’

“I would like to remind this body that the \$75 million in tax credits belongs to the people of this state, from whom it was taken in the first place, and that it is not Mr. Stone’s or Ko Olina’s to return or reallocate.

“And here’s the rub. This bill, as it has now been amended, directs \$75 million exclusively to the West side for affordable rental housing; educational and training facilities for the visitor industry; and for media, film and music educational facilities. These are all admirable and worthwhile goals.

“And certainly, the Leeward side needs continued economic stimulation and incentives. But so does other economically struggling areas not only on Oahu, but on our neighbor islands as well. The homeless suffer on all islands. The visitor industry does not just drive the economy on Leeward Oahu, and there is a need for visitor industry programs for all of our resort destinations.

“The original purpose of the bill was to build an aquarium, other attractions and educational facilities within the Ko Olina Resort. According to Ko Olina itself, that need no longer exists, or at least the tax credit to support that end no longer is necessary for Ko Olina.

“While that may be good and well for Ko Olina, it’s clear that the greater community of West Oahu still needs that kind of support. And I’m all in favor of providing it. But \$75 million is also a lot of money. And in all fairness to all of our

communities and citizens, that support should also be made available to other struggling areas as well.

“I find the focus of the amended bill to be too narrow to fulfill this goal, and I would suggest we rewrite it or table the bill until we can more fully outline the best and most fair use of this needed tax credit.”

Senator Menor rose and said:

“Madam President, reservations.”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1689 was adopted and H.B. No. 1277, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TAX CREDITS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 1 (Menor). Noes, 3 (Bunda, Inouye, Trimble). Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1690 (H.B. No. 1639, H.D. 2, S.D. 3):

Senator Baker moved that Stand. Com. Rep. No. 1690 be adopted and H.B. No. 1639, H.D. 2, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1690 was adopted and H.B. No. 1639, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Ihara). Noes, none. Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1691 (H.B. No. 1114, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1691 be adopted and H.B. No. 1114, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1691 was adopted and H.B. No. 1114, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Ihara). Noes, 1 (Trimble). Excused, 3 (Fukunaga, Ige, Tokuda).

Stand. Com. Rep. No. 1693 (H.B. No. 718, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1693 was adopted and H.B. No. 718, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAKAAKO,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1694 (H.B. No. 1516, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1694 was adopted and H.B. No. 1516, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS AT AND THE RELOCATION OF HONOLULU MARINE, INC. TO KEEHI SMALL BOAT HARBOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1695 (H.B. No. 652, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1695 be adopted and H.B. No. 652, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure as follows:

"Madam President, I rise in opposition to the bill.

"Dam safety; damn special fund."

Senator Sakamoto rose and said:

"Madam President, may I submit comments for the Journal?"

The Chair having so ordered, Senator Sakamoto's remarks read as follows:

"Madame President, I rise in support of H.B. No. 652, H.D. 2, S.D. 2, 'RELATING TO DAM SAFETY.'

"This bill before us arose out of the tragic circumstances on March 14, 2006 when Kaloko Dam on Kauai breached, claiming the lives of seven people. These lives may not have been lost if timely action had been taken by the Department of Land and Natural Resources. Warnings were given, but not heeded. A joint state-federal report issued in 1984 identified structural stability problems at Kaloko Reservoir (*Honolulu Advertiser* May 11, 2006). The *Honolulu Advertiser* reported that the American Society of Civil Engineers, in 2001 and 2005, gave Hawaii's state-regulated dams a D grade (*Honolulu Advertiser* March 15, 2006). The State was not unaware of the potential for dam failure. The *Honolulu Advertiser* in an October 23, 2005 article cited state engineer Edwin Matsuda: 'We've been very fortunate we haven't had any major dam failure here.' (A chronology of events is identified as "ATTACHMENT A" to the Journal of this day.) This measure before us will help ensure that our State agencies will take timely action to prevent further loss of lives due to dam failure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1695 was adopted and H.B. No. 652, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1697 (H.B. No. 1493, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1697 was adopted and H.B. No. 1493, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CRIME VICTIM COMPENSATION

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

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1698 (H.B. No. 861, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1698 was adopted and H.B. No. 861, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 2 (Ige, Tokuda).

Stand. Com. Rep. No. 1699 (H.B. No. 1063, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 1699 be adopted and H.B. No. 1063, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Gabbard rose and said:

"Madam President, I want to submit my remarks for the Journal."

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I had the distinct privilege of attending the graduation of the Operation About Face Program at Waianae High School and honoring the 52 graduates on December 20th of last year. This is a great program co-sponsored by the Hawai'i National Guard which helps disadvantaged young people improve their life skills and chances in the job market. This appropriation is money that will definitely go to good use.

"Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1699 was adopted and H.B. No. 1063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Tokuda).

At 2:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:16 o'clock p.m.

THIRD READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 1457 (H.B. No. 338, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1457 was adopted and H.B. No. 338, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Whalen). Excused, 2 (Ige, Tokuda).

H.B. No. 676, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 676, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," was deferred until Thursday, April 12, 2007.

Stand. Com. Rep. No. 1660 (H.B. No. 1456, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1660 and H.B. No. 1456, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," was deferred until Thursday, April 12, 2007.

Stand. Com. Rep. No. 1669 (H.B. No. 356, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 1669 was adopted and H.B. No. 356, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," was deferred until Thursday, April 12, 2007.

FINAL READING

S.B. No. 1444, S.D. 1, H.D. 1:

Senator Espero moved that S.B. No. 1444, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Slom rose to speak in opposition and stated:

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

"You know, I think if we really were concerned about crime prevention, we would understand that individuals and families in this community expects punishment for violation of crimes. What this bill does is to semantically change the words so that we don't have to use 'punishment' and we don't have to use 'incarceration.' Instead we use 'custody' and we use 'rehabilitation.'

"Madam President, I would have no problem if the bill were the way it was – 'incarceration, punishment' and we added 'and rehabilitation.' But I think that again we are doing a disservice in turning a blind eye and a deaf ear to the community. They expect punishment. We have punishment within families. It doesn't mean it has to be harsh punishment or violent punishment, but there has to be an accountability for breaking rules, violations, or the law. And what this bill does is really thumb its nose at that premise.

"Madam President, I checked again with my good friend Mr. Dostoevsky and he still has not changed the title of his book. It still is *Crime and Punishment*, not Crime and Rehabilitation.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1444, S.D. 1, and S.B. No. 1444, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Ige, Tokuda).

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The President made the following committee assignments of House concurrent resolutions that were received on Wednesday, April 4, 2007, and Thursday, April 5, 2007:

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| House Concurrent Resolution | Referred to: |
| No. 33 | Committee on Health |
| No. 58, H.D. 1 | Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment |
| No. 84 | Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs |
| No. 87 | Committee on Intergovernmental and Military Affairs |
| No. 121, H.D. 1 | Committee on Energy and Environment |
| No. 127 | Committee on Energy and Environment |
| No. 144, H.D. 1 | Jointly to the Committee on Education and the Committee on Human Services and Public Housing |
| No. 265 | Committee on Energy and Environment |
| No. 333, H.D. 1 | Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor |
| No. 344, H.D. 1 | Committee on Human Services and Public Housing |

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

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|------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| Senate Concurrent Resolution | Referred to: |
| No. 80 | Committee on Human Services and Public Housing |
| No. 122 | Committee on Human Services and Public Housing |
| No. 156 | Jointly to the Committee on Transportation and International Affairs and the Committee on Human Services and Public Housing |
| No. 199 | Jointly to the Committee on Education and the Committee on Human Services and Public Housing |

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following Senate resolutions that were offered:

Senate Resolution	Referred to:
No. 47 Public Housing	Committee on Human Services and Public Housing
No. 78 Public Housing	Committee on Human Services and Public Housing
No. 128	Jointly to the Committee on Education and the Committee on Human Services and Public Housing

At 2:20 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:22 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1287, S.D. 1 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 4, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1287, S.D. 1, seconded by Senator Inouye and carried.

Senator English moved that the Senate agree to the amendments proposed by the House to S.B. No. 1287, S.D. 1, seconded by Senator Inouye.

Senator English noted:

"Madam President, members, the change that the House made was to make it effective on January 1, 2008. Since this is an annual inspection, it makes the bill better and doesn't affect its implementation."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1287, S.D. 1, and S.B. No. 1287, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was placed on the calendar for Final Reading on Thursday, April 12, 2007.

S.B. No. 1370, S.D. 1 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on April 3, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1370, S.D. 1, seconded by Senator Tsutsui and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 1370, S.D. 1, seconded by Senator Tsutsui.

Senator Baker noted:

"Madam President, colleagues, the House made only minor technical, nonsubstantive amendments to this measure."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1370, S.D. 1, and S.B. No. 1370, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was placed on the calendar for Final Reading on Thursday, April 12, 2007.

S.B. No. 1509, S.D. 1 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 3, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1509, S.D. 1, seconded by Senator Inouye and carried.

Senator English moved that the Senate agree to the amendments proposed by the House to S.B. No. 1509, S.D. 1, seconded by Senator Inouye.

Senator English noted:

"Madam President, this measure is relating to high occupancy vehicle lanes. The Senate version had 'upon approval' and the House changed it to 'July 1, 2007.'"

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1509, S.D. 1, and S.B. No. 1509, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," was placed on the calendar for Final Reading on Thursday, April 12, 2007.

S.B. No. 1816, S.D. 1 (H.D. 1):

Senator Kokubun moved that the Senate reconsider its action taken on April 4, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1816, S.D. 1, seconded by Senator Hee and carried.

Senator Kokubun moved that the Senate agree to the amendments proposed by the House to S.B. No. 1816, S.D. 1, seconded by Senator Hee.

Senator Kokubun noted:

"Madam President, the House inserted the contents of the bill that would agree with the Senate version on this particular measure regarding Mo'okini Heiau."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1816, S.D. 1, and S.B. No. 1816, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was placed on the calendar for Final Reading on Thursday, April 12, 2007.

RECONSIDERATION OF ACTIONS TAKEN

Pursuant to Senate Rule 66(3), Senator Hooser moved that the Senate reconsider its action taken on April 4, 2007, in passing the following bills on Third Reading:

- H.B. No. 429, H.D. 1;
- H.B. No. 504;
- H.B. No. 1907, H.D. 1,

seconded by Senator Ihara.

Senator Hooser noted:

"Madam President, these bills authorize the issuance of special purpose revenue bonds for education and healthcare facilities and passed Third Reading in the Senate unamended on April 4, 2007. Article VII, Section 9 of the Hawai'i State Constitution prohibits Final passage of any appropriation bill until the state budget bill has been transmitted to the Governor. Therefore, we are requesting that the House return these bills to the Senate so we can take appropriate final action upon transmittal of the budget bill to the Governor."

The motion was then put by the Chair and carried, and the Clerk was directed to inform the House of the Senate's request to return the following bills to the Senate:

H.B. No. 429, H.D. 1:

"A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY";

H.B. No. 504:

"A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY"; and

H.B. No. 1907, H.D. 1:

"A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES."

At 2:28 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:32 o'clock p.m.

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 199 and S.R. No. 128.

Senator Sakamoto noted:

"Madam President, these are important because these measures deal with requesting the University of Hawaii to expand and extend its current land lease with Leahi Hospital to facilitate campus wide master planning and long term development of geriatric and long term healthcare services."

The Chair then granted the waiver.

Senator Baker, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 75.

Senator Baker noted:

"Madam President, this measure requests a sunrise analysis of the regulation of destination clubs and those who market them. We had a hearing posted for tomorrow and wanted to add this measure so that we can consider our resolutions all at one time."

The Chair then granted the waiver.

Senator English, Chair of the Transportation and International Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following resolutions:

S.C.R. No. 91;
S.C.R. No. 156; and
S.R. No. 55.

Senator English noted:

"Madam President, these measures were pending re-referral and pending concurrence amongst all the different Committee Chairs for these triple-joint and double-joint referrals and we finally got that concurrence."

The Chair then granted the waiver.

Senator Chun Oakland, Chair of the Human Services and Public Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following resolutions:

S.C.R. No. 80;
S.C.R. No. 122;
S.R. No. 47; and
S.R. No. 78.

Senator Chun Oakland noted:

"Madam President, all of these measures were requested to be heard. There were a number of joint Committees referred to these measures and we have finally gotten concurrence to have our Committee on Human Services and Public Housing have these measures referred to them solely."

The Chair granted the waiver.

APPOINTMENT OF CONFEREES

S.B. No. 46, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 46, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 58, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 58, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 149, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 149, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 228, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 228, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 618 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 618, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Sakamoto, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 755, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 755, S.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Inouye, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 784, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1047 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1047, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hooser, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1161, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1161, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hee, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1236, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1236, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1529, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1529, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Hooser, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1709, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1709, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1954, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1954, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1957, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1957, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 13, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 13, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 14, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 14, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 17, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 17, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1014, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1014, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1153 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1153, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

Senator Espero rose on a point of personal privilege and said:

“Madam President, I’d like to rise on a point of personal privilege.

“I rise, Madam President, regarding a column in this week’s *Midweek* written by Mr. Larry Price. It’s entitled, ‘Political Correctness Local Style.’ I believe it should have been titled, ‘Price’s Folly.’ This is in reference to the vote on Iwalani White and her rejection. He writes, ‘Ironically, with all of the “ohana” preaching at the Legislature, she was most likely denied acceptance by the legislators because she is a true Native Hawaiian and a minority.’ He continues to write, ‘In today’s Hawai’i, apparently there is no room for Native Hawaiians in upper management,’ and he continues, ‘She was rejected because it is not yet politically correct to have a female Native Hawaiian as a director.’

“What makes this whole situation a little more unfortunate and sad is that Mr. Price has been using his radio show and his columns in *Midweek* to state his opinion, and I do realize it’s the First Amendment. However, he has not publicly disclosed, as far as I’m aware, that his spouse is an employee of Iwalani White, and she is directly involved in one of the investigations which included a former deputy director of public safety who is no longer working with them.

“So with disclosure, I’d like everybody to know – since Mr. Price has not disclosed it – for the record, he does have conflict of interest, in my opinion, and he should so state it in his columns or on his radio station.

“Thank you, Madam President.”

Senator Baker rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Late last week, two more soldiers with Hawai’i ties were killed in the fighting in Iraq. One of those soldiers is a constituent of mine in Lahaina. Private First Class Jay S. Cajimat was 20 years old and a 2005 graduate of Lahainaluna High School. He was with the 2nd Battalion, 16th Infantry Regiment, 4th Infantry Brigade Combat Team, 1st Infantry Division, stationed at Fort Riley, Kansas.

“The second soldier with Hawai’i ties was Sgt. Forrest D. Cauthorn, 22, of Midlothian, Virginia. He was also killed in Iraq in the fighting last week. Sgt. Cauthorn was with the 2nd Battalion, 27th Infantry Regiment, 3rd Brigade Combat Team, 25th Infantry Division, at Schofield Barracks.

“Madam President and colleagues, to honor these brave young men, I respectfully request that when we adjourn our Session this morning that we do so on a rising vote to pay tribute to our fallen soldiers.

“Thank you.”

ADJOURNMENT

At 2:42 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Thursday, April 12, 2007, on a rising vote, observing a moment of silence in memory of Private First Class Jay S. Cajimat and Sgt. Forrest D. Cauthorn who were killed in Iraq.

ATTACHMENT "A"

DATE	EVENT
1984	A joint state-federal report identified structural stability problems at Kaloko Reservoir dam and estimated repair costs at \$1.9 million (HA 5-11-2006). "Kilauea Agricultural Water Management Study Report" issued in June 1984; report was prepared by the US Department of Agriculture Forest Service and Soil Conservation Service, in cooperation with DLNR and East Kaua'i Soil and Water Conservation District (HA 5-11-2006).
1987	Dam Safety Act of 1987 gives DLNR responsibility for inspecting dams in the State; prior to 1987, the responsibility resided with US Army Corps of Engineers (HA 3-22-2006 Blakeman, HA 5-11-2006). New Year's flood in which a levee breach in Kawai Nui marsh sends water into Kailua; Honolulu C&C is sued and settles by agreeing to pay \$5 million (HA 4-2-2006, Daysog).
1993	Stream beds in Kaloko area altered in 1993 says Don Heacock (SB 3-15-2006)
1997	Kauai County Planning Department issues grading violations notices to James Pflueger (SB 3-15-2006).
1999	Dam safety office suffers budget cuts and lost funding to contract out dam inspections (HA 3-22-2006, Blakeman).
2001	
March 2001	American Society of Civil Engineers issue a national report in which Hawaii received a "D" grade for its state-regulated dams (HA 3-16-2006).
October 18, 2001	DLNR dam safety engineer Sterling Young sends Pflueger and Mary Lucas Trust a security alert and asks them to provide a summary of what they are doing to protect the dams (HA 3-23-2006, TenBruggencate).
December 27, 2001	DLNR engineer sends certified letter to Pflueger asking for access to Kaloko reservoir; but letter is sent to Pflueger's dealership address (HA 3-23-2006, TenBruggencate).
2002	
2002	Kauai County Planning Department issues grading violations notices to James Pflueger (SB 3-15-2006).
2004	
October 2004	Catastrophic flooding in Manoa and UH.
December 2004	55 dams inspected by DLNR, 12/04 last time dam inspected; no dam inspections 2005-early 2006 (SB 3-21-2006, Apgar).
2005	
March 2005	American Society of Civil Engineers issue a national report in which Hawaii received a "D" grade for its state-regulated dams (HA 3-16-2006).
June 2005	Program Engineer in DLNR's dam safety and flood control office retires, senior engineer covers both jobs. DLNR's dam safety and flood control office has 3 positions and an annual budget of \$164,000 (SB 3-21-2006, Apgar).
October 2005	"We've been very fortunate we haven't had any major dam failure here," Edwin Matsuda, the state's only dam safety engineer (HA 3-16-2006; HA 10-23-2005). Matsuda's budget for 2005 was \$164,000 (HA 3-15-2006). "22 structures in dire need of repairs," article has listing and maps of dams; Nuuanu reservoir listed as "high hazard" (HA 10-23-2005, Blakeman). Advertiser editorial: "Safety of our dams should concern us all" (HA 10-31-2005)
2006	
February 22, 2006	Melody Heidel, Sierra Club's conservation manager, emailed DLNR and DOH that the Kaloko dam had been breached (HA 3-18-2006, Blakeman).

March 5-11, 2006	James Pflueger begins stabilization measures on the Kaloko dam. The work is part of a settlement with the Environmental Protection Agency (SB 3-15-2006).
Kaloko Dam Breaks March 14, 2006	Governor Lingle conducted an aerial surveillance of dam damage and town hall meeting to update Kauai residents (HA 3-14-2006). Governor extends emergency proclamation (originally issued 3-2-2006); Governor authorizes state Civil Defense to destroy dam or reservoir on private property (SB 3-15-2006, Borreca and Finnegan). "Nothing that I'm aware of," answered Governor Lingle in response to a question what the State had done to improve its dam safety program (HA 3-15-2006).
March 15, 2006	"Officials knew of dam dangers," HA article by Karen Blakeman. "Without assigning blame, Lingle made it clear that someone would be held responsible" (statement made at Kauai town hall meeting, HA 3-16-2006, Peter Boylan).
March 17, 2006	Governor Lingle notes that one of the obstacles to dam inspection has been minimal staffing: "We have minimal staff that would be available to inspect dams anywhere in the state, certainly not the kind of staff that could do it on a regular basis." DLNR letter to all dam owners offering assistance in removing dams or reservoirs (GI 6-27-2006, Cynthia Kaneshiro).
March 19, 2006	HA article "Problems impede Isles' preparations for disaster." Inadequate response plans: doctor shortage, evacuation routes would be jammed in an emergency, lack of hardened shelters and retrofitted homes. State Civil Defense Vice Director Ed Teixeira said plans are in place for emergency inter island relief in a disaster (HA 3-19-2006).
March 26, 2006	UH professor Horst Brandes and other dam experts call for changes in State's dam inspection program (HA 3-26-2006, Blakeman).
March 27, 2006	Governor Lingle sends a request for disaster declaration to US Secretary of Agriculture Mike Johanns (HA 3-27-2006, Ohira).
March 29-April 4, 2006	"Kaloko dam developments" <i>Honolulu Weekly</i> p. 4. By Joan Conrow "But the Lingle administration was quick to note that its failure to inspect Kaloko Dam wasn't due to a lack of trying. As the official investigation into the deadly dam break continues, the state trotted out records that showed it had tried three times to gain access to the Kilauea property, which is co-owned by Jame Pflueger and the Lucas Estate. When its inspection requests were repeatedly ignored, the state apparently gave up, prompting some Kauai residents to question whether Pflueger had gotten preferential political treatment."
March 31, 2006	James Pflueger responds to DLNR's 3-17 letter asking for removal of Kaloko Dam (GI 6-27-2006, Cynthia Kaneshiro).
April 1, 2006	State Deputy AG Christopher Young announces that Kaloko investigation is now a criminal investigation (GI 4-1-2006, Ford Gunter).
April 2, 2006	Governor Lingle says that Hawaii laws make maintenance of dams and reservoirs on private property the responsibility of the owner (HA 4-2-2006, Rick Days). HA Commentary "Poor land-use practices led to disaster" – criticizes Lingle's attempt to eliminate Land Use Commission.
April 3, 2006	"State resumes dam inspections" (HA 4-4-2006, Eloise Aguiar)
April 3, 2006	Governor Lingle announces that she will ask state lawmakers to offer tax credits to households and businesses throughout the State that suffered property damage from the recent storms (HA 4-4-2006, Derrick DePledge; see also 4-5-2006 SB article by BJ Reyes).
April 5, 2006	State announces that it will tear down the Kailua Reservoir dam in Waimanalo (HA 4-5-2006, Eloise Aguiar; see also 4-5-2006 SB article by Nelson Daranciang). Inouye adds \$33.5 million in flood aid (4-5-2006 SB

	article by Tom Finnegan).
April 7, 2006	Alliance of 30 Kauai residents formed to seek independent investigation of Kaloko dam (4-7-2006 SB article, by Finnegan and Reyes).
April 11, 2006	Governor Lingle seeks presidential disaster declaration (SB 4-12-2006). Independent investigator urged (SB 4-11-2006). State, employees, and even Governor could face civil and criminal charges (SB 4-11-2006). Bruce Fehring and his neighbors form an alliance calling for an independent investigation of dam breach (4-11-2006 HA "Distrust rampant at site where dam failed" by DePledge and Shapiro).
April 12, 2006	Star-Bulletin editorial calls for independent dam investigation.
April 13, 2006	AG considering excavate areas around Kaloko dam in an attempt to locate spillway. Governor Lingle meets with 300 Kauai residents and assures them that the seven dams located above Koloa, Kukuiula and Poipu are safe. Maj. Gen. Robert Lee, state Civil Defense director, stated: "All (reservoirs) inspected posed no immediate threat to the structure of the dams." (SB 4-13-2006; Finnegan)
April 14, 2006	House of Representatives pass resolution urging AG Mark Bennett to appoint a special deputy to investigate Kaloko Dam; Governor Lingle said that Legislature could create its own special investigative committee but believes that Bennett should continue with his investigations (4-14-2006 HA, DePledge).
April 16, 2006	"The fatal Kaloko dam breach on Kaua'i has led to another round of difficult questions for the state Department of Land and Natural Resources, which over the past years had had to fend off several claims of poor and ineffective management." (Derrick DePledge, "Disastrous dam breach renews focus on problems at DLNR," HA.) "In an extraordinary admission, Peter Young, the department's director, had to acknowledge that the state has no record of ever inspecting the Kaloko dam and that a single engineer has been responsible for inspecting more than 130 dams statewide. The department also has yet to explain how it handled a warning from the Sierra Club about flooding near the dam three weeks before the March 14 breach that killed seven people and caused property and environmental damage."
April 19, 2006	Angry residents from Makiki and McCully complain about C&C inaction with respect to March 31 flooding of Makiki Stream (4-19-2006 SB, Adamski).
April 21, 2006	AG agrees to appoint special deputy to civil liability (HA 4-21-2006, DePledge).
April 22, 2006	The AG office and the state PUC send a team of 10 investigators to study the site of the Kaloko dam. The outside experts are expected to help determine the future of both the civil and criminal investigations into the dam breach (SB 4-22-2006).
April 24, 2006	State Department of Agriculture begins breaching Kailua Reservoir in Waimanalo; residents ask for environmental review (HA 4-27-2006).
April 28, 2006	HCR 192 adopted by Legislature: REQUESTING THE ATTORNEY GENERAL TO APPOINT A SPECIAL DEPUTY ATTORNEY GENERAL TO INDEPENDENTLY AND IMPARTIALLY INVESTIGATE THE KALOKO RESERVOIR DAM COLLAPSE.
April 29, 2006	"Lawmakers agree to \$50M in tax relief," HA 4-29-2006, Derrick dePledge and Trena Shapiro.
April 30, 2006	US Army Corps of Engineers complete inspections of all 54 dams (HAW 5-12-2006).
May 1, 2006	Advertiser article: "Kaua'i still mired in flood misery" (HA 5-1-2006).
May 2, 2006	Garden Isle article: "Independent investigator to be named soon" (GI 5-2-

	2006).
May 12, 2006	William McCorriston, attorney for James Pflueger, accuses the state and federal government for not acting on the 1984 report. Peter Young responded: "Clearly the study was dealing with irrigation concerns over 20 years ago. ... It was not focused on dam safety." (SB 5-12-2006).
May 12, 2006	Governor Lingle praises US Army Corps of Engineers for doing what would take DLNR weeks to do (HAW 5-12-2006).
May 15, 2006	NY Times "Politics Stalls Plan to Bolster Flood Insurance." (Katrina related).
May 17, 2006	"Flooding simulations obsolete," new computer models needed as present models focus on what would make dams fail rather than movement of water resulting from dam failure (HA, 5-17-2006 Jan TenBruggencate). "State to release Kaua'i reservoir inspection results" (HA 5-17-2006 Jan TenBruggencate).
May 23, 2006	Legislature could take several weeks before forwarding list of candidates to investigate the 3/14 dam collapse (HA 5-23-2006, Treena Shapiro). Advertiser editorial: "State should not wait to take action on dams." (Calls for implementation of recommendations made by the State together with the US Army Corps of Engineers. Governor Lingle signs 3 bills related to hurricane preparedness (SB 5-23-2006).
May 26, 2006	Announcement that search committee will meet to discuss application process for investigating attorney (HA 5-26-2006).
May 30, 2006	DLNR plans to request long-term dam management plans for each dam by December says Peter Young (HA 5-30-2006, Dayton).
June 1, 2006	Kaloko dam investigator could be an outsider (SB 6-1-2006, Daranciang; HA 6-1-2006)
June 5, 2006	Contradictory state goals towards Kailua Reservoir: contractors breaching part of reservoir, Lingle authorized \$1M for restoring reservoir, but amount insufficient to turn it into "flood mitigation device" (SB 6-5-2006, Bernardo).
June 21, 2006	"Oahu reservoirs all need help" SB, by Diana Leong. All reservoirs were cited as suffering from lack of maintenance, but none were posed imminent danger to life and property. "50 percent of O'ahu dams vulnerable" HA, by Mike Leideman.
June 23, 2006	"State narrows list for Ka Loko investigator" SB B.J. Reyes. "Choices down to 5 to head Kaloko dam collapse investigation" HA.
June 24, 2006	"Owner of dam had asked to remove it" HA Jan TenBruggencate. Article has URLs leading to PDF files of DLNR's letter and Pflueger's response letter.
June 26, 2006	"Kaloko remains a vein of life: Farmers say crops will die if reservoir water stops flowing" HA, Jan TenBruggencate.
June 27, 2006	"Pflueger awaits state response on Ka Loko dam" GI, Cynthia Kaneshiro. Announcement that DLNR has yet to respond to Pflueger's letter requesting help in removing dam.
June 30, 2006	"Victims' families sue dam owners" HA, Jan TenBruggencate and Peter Boylan. "Suit accuses Pflueger of covering spillway" SB, Debra Baraygua. "Pflueger named in Ka Loko civil suit" GI, Cynthia Kaneshiro.
July 1, 2006	"3 Big Island dams found unsafe" SB, Associated Press. "Big Island dams get favorable report" Kevin Dayton, HA.
July 8, 2006	"Kaloko civil investigation head named," HA, Jan TenBruggencate. "Former Justice Department lawyer to probe dam break," SB, Tom Finnegan.
July 14, 2006	"Maui dam inspections released" HA, Advertiser staff. (53 dams on Maui,

	no immediate threat)
July 15, 2006	"No danger found in Maui dam inquiry" HA, Christie Wilson. "53 Maui dams require fixes" SB, Gary T. Kubota.
July 26, 2006	"Investigators to drill for soil samples at Ka Loko," SB, Tom Finnegan.
August 10, 2006	"Pflueger files lawsuit against state, C. Brewer" GI, Ford Gunter "Pflueger suit faults state, C. Brewer" HA, Jan TenBruggencate
August 11, 2006	"Suits distribute blame for dam," <u>SB 8-11-2006</u> , Tom Finnegan
August 12, 2006	"Ka Loko seller maintains dam owner created hazard," <u>SB 8-12-2006</u> , Tom Finnegan.
August 16, 2006	"Kauai county to begin debris clean up after dam break" <u>SB 8-16-2006</u> , by Tom Finnegan.
August 23, 2006	"Dam breach investigation looks at prevention," <u>SB 8-23-2006</u> , Tom Finnegan.
September 20, 2006	"County called halt to '97 probe of Ka Loko," Tom Finnegan, <u>HA 9-20-2006</u> .

SOURCES:

GI = Garden Isle

HA = Honolulu Advertiser

HAW = Hawaii Army Weekly

SB = Honolulu Star-Bulletin

FORTY-SEVENTH DAY

Thursday, April 12, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:46 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Kamakana Kaimulua, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-Sixth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 731 to 742) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 731, dated April 4, 2007, transmitting the Department of Accounting and General Services' Annual Report of the Stadium Authority – Stadium Special Fund Statement of Receipts, Expenditures and Transfers for the Fiscal Year Ended June 30, 2006, pursuant to Section 109-3, HRS, was placed on file.

Gov. Msg. No. 732, advising the Senate of the withdrawal of the nomination of JASON YUAKA SUMIYE to the Legacy Land Conservation Commission, under Gov. Msg. No. 624, dated March 27, 2007, was placed on file.

In compliance with Gov. Msg. No. 732, the nomination listed under Gov. Msg. No. 624 was returned.

Gov. Msg. No. 733, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of FRANCIS L. JUNG, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 734, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1427 as Act 7, entitled: "RELATING TO MOTOR VEHICLES," was placed on file.

Gov. Msg. No. 735, informing the Senate that on April 9, 2007, she signed into law House Bill No. 657 as Act 8, entitled: "RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," was placed on file.

Gov. Msg. No. 736, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1108 as Act 9, entitled: "RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," was placed on file.

Gov. Msg. No. 737, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1138 as Act 10, entitled: "RELATING TO FIRE PROTECTION," was placed on file.

Gov. Msg. No. 738, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1158 as Act 11, entitled: "RELATING TO ARSON," was placed on file.

Gov. Msg. No. 739, informing the Senate that on April 9, 2007, she signed into law House Bill No. 613 as Act 12, entitled: "RELATING TO VETERANS," was placed on file.

Gov. Msg. No. 740, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1204 as Act 13, entitled: "RELATING TO CRIMINAL PROCEDURE," was placed on file.

Gov. Msg. No. 741, informing the Senate that on April 9, 2007, she signed into law House Bill No. 1393 as Act 14, entitled: "RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," was placed on file.

Gov. Msg. No. 742, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of FLORDELINA B. VILA, term to expire June 30, 2010, was referred to the Committee on Education.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 548 to 685) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 548, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 15, H.D. 2 (S.D. 2);
 H.B. No. 18, H.D. 1 (S.D. 2);
 H.B. No. 24, H.D. 1 (S.D. 2);
 H.B. No. 119 (S.D. 1);
 H.B. No. 149, H.D. 2 (S.D. 2);
 H.B. No. 513 (S.D. 1);
 H.B. No. 567, H.D. 1 (S.D. 2);
 H.B. No. 575, H.D. 1 (S.D. 2);
 H.B. No. 598, H.D. 1 (S.D. 1);
 H.B. No. 767, H.D. 2 (S.D. 2);
 H.B. No. 869, H.D. 1 (S.D. 2);
 H.B. No. 1005, H.D. 2 (S.D. 1);
 H.B. No. 1103 (S.D. 1);
 H.B. No. 1207 (S.D. 1);
 H.B. No. 1227, H.D. 1 (S.D. 1);
 H.B. No. 1289, H.D. 2 (S.D. 3);
 H.B. No. 1338, H.D. 2 (S.D. 1);
 H.B. No. 1372, H.D. 1 (S.D. 1);
 H.B. No. 1403, H.D. 2 (S.D. 1);
 H.B. No. 1452, H.D. 1 (S.D. 1);
 H.B. No. 1477, H.D. 2 (S.D. 2);
 H.B. No. 1529, H.D. 2 (S.D. 2); and
 H.B. No. 1931 (S.D. 1),

was placed on file.

Hse. Com. No. 549, returning S.B. No. 53, which passed Third Reading in the House of Representatives on April 10, 2007, was placed on file.

Hse. Com. No. 550, returning S.B. No. 95, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, was placed on file.

Hse. Com. No. 551, returning S.B. No. 820, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, was placed on file.

Hse. Com. No. 585, returning S.B. No. 837, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 837, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 586, returning S.B. No. 840, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 840, and requested a conference on the subject matter thereof.

Hse. Com. No. 587, returning S.B. No. 870, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 o'clock a.m.

Senator Fukunaga moved that the Senate agree to the amendments proposed by the House to S.B. No. 870, S.D. 1, seconded by Senator Espero.

Senator Fukunaga noted:

"Madam President, the House amendments are very similar to those that were previously sent over in the Senate bill and actually enhanced the bill in its current form."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 870, S.D. 1, and S.B. No. 870, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY," was placed on the calendar for Final Reading on Friday, April 13, 2007.

Hse. Com. No. 588, returning S.B. No. 871, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 871, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 589, returning S.B. No. 880, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 880, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 590, returning S.B. No. 885, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by

the House to S.B. No. 885, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 591, returning S.B. No. 896, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 896, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 592, returning S.B. No. 898, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 898, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 593, returning S.B. No. 907, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 907, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 594, returning S.B. No. 914, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 914, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 595, returning S.B. No. 917, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 917, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 596, returning S.B. No. 932, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 932, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 597, returning S.B. No. 946, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 946, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 598, returning S.B. No. 973, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

the House to S.B. No. 1372, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 630, returning S.B. No. 1382, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1382, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 631, returning S.B. No. 1383, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1383, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 632, returning S.B. No. 1384, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1384, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 633, returning S.B. No. 1386, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1386, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 634, returning S.B. No. 1387, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1387, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 635, returning S.B. No. 1388, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1388, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 636, returning S.B. No. 1391, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1391, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 637, returning S.B. No. 1400, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1400, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 638, returning S.B. No. 1402, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1402, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 639, returning S.B. No. 1410, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1410, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 640, returning S.B. No. 1412, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1412, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 641, returning S.B. No. 1425, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1425, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 642, returning S.B. No. 1441, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

Senator Chun Oakland moved that the Senate agree to the amendments proposed by the House to S.B. No. 1441, S.D. 1, seconded by Senator Hee.

Senator Chun Oakland noted:

“Madam President, this measure ensures the safety of children in various types of child care settings by requiring child abuse and neglect registry checks of prospective adoptive parents and all adults residing in prospective adoptive homes; any organization, institution or foster boarding home, including all adults residing in the foster boarding home as a condition for certificate of approval; and all operators and employees of child care institutions and child placing organizations.

“The changes that the House made were technical in nature.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1441, S.D. 1, and S.B. No. 1441, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES,” was placed on the calendar for Final Reading on Friday, April 13, 2007.

Hse. Com. No. 643, returning S.B. No. 1447, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1447, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 644, returning S.B. No. 1457, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1457, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 645, returning S.B. No. 1499, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1499, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 646, returning S.B. No. 1500, S.D. 3, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1500, S.D. 3, and requested a conference on the subject matter thereof.

Hse. Com. No. 647, returning S.B. No. 1504, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1504, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 648, returning S.B. No. 1515, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1515, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 649, returning S.B. No. 1603, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1603, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 650, returning S.B. No. 1612, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1612, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 651, returning S.B. No. 1614, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1614, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 652, returning S.B. No. 1636, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1636, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 653, returning S.B. No. 1642, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

Senator Hee moved that the Senate agree to the amendments proposed by the House to S.B. No. 1642, S.D. 1, seconded by Senator Kokubun.

Senator Hee noted:

“Madam President, in reviewing the amendment made by the House and in speaking to the affected parties, we have received information that the House amendments represent a good compromise by all stakeholders involved in the bill.

“Thank you, Madam President.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1642, S.D. 1, and S.B. No. 1642, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” was placed on the calendar for Final Reading on Friday, April 13, 2007.

Hse. Com. No. 654, returning S.B. No. 1672, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1672, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 655, returning S.B. No. 1674, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1674, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 656, returning S.B. No. 1676, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1676, S.D. 2, and requested a conference on the subject matter thereof.

the House to S.B. No. 1919, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 673, returning S.B. No. 1920, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1920, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 674, returning S.B. No. 1922, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1922, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 675, returning S.B. No. 1923, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1923, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 676, returning S.B. No. 1924, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1924, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 677, returning S.B. No. 1928, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1928, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 678, returning S.B. No. 1929, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1929, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 679, returning S.B. No. 1931, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1931, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 680, returning S.B. No. 1932, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1932, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 681, returning S.B. No. 1943, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1943, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 682, returning S.B. No. 1946, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1946, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 683, returning S.B. No. 1947, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1947, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 684, returning S.B. No. 1950, S.D. 2, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1950, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 685, returning S.B. No. 1988, S.D. 1, which passed Third Reading in the House of Representatives on April 10, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1988, S.D. 1, and requested a conference on the subject matter thereof.

JUDICIARY COMMUNICATION

Jud. Com. No. 2, submitting for consideration and consent, the nomination of HARRY P.N.S. FREITAS to the Office of Judge, District Court of the Third Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary and Labor.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1703) recommending that H.C.R. No. 55 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1703 and H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1704) recommending that S.C.R. No. 139 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1704 and S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1705) recommending that S.R. No. 93 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1705 and S.R. No. 93, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1706) recommending that S.C.R. No. 173 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1706 and S.C.R. No. 173, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1707) recommending that S.R. No. 113 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1707 and S.R. No. 113, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was deferred until Friday, April 13, 2007.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1708) recommending that S.C.R. No. 37 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1708 and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII," was deferred until Friday, April 13, 2007.

Senators Sakamoto and Ige, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1709) recommending that S.R. No. 17 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1709 and S.R. No. 17, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1710) recommending that S.C.R. No. 55, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1710 and S.C.R. No. 55, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS," was deferred until Friday, April 13, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1711) recommending that S.R. No. 31, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1711 and S.R. No. 31, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS," was deferred until Friday, April 13, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1712) recommending that S.C.R. No. 154, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1712 and S.C.R. No. 154, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A NORTH SHORE KAMEHAMEHA HIGHWAY TRAFFIC CONGESTION TASK FORCE TO CONDUCT AN ASSESSMENT OF TRAFFIC IMPACTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER DEVELOPMENTS IN THE REGION AND TO RECOMMEND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was deferred until Friday, April 13, 2007.

Senators Inouye and English, for the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1713) recommending that S.R. No. 107, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1713 and S.R. No. 107, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A NORTH SHORE KAMEHAMEHA HIGHWAY TRAFFIC CONGESTION TASK FORCE TO CONDUCT AN ASSESSMENT OF TRAFFIC IMPACTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER DEVELOPMENTS IN THE REGION AND TO RECOMMEND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1714) recommending that S.C.R. No. 150, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1714 and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1715) recommending that S.R. No. 103, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1715 and S.R. No. 103, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1716) recommending that S.C.R. No. 116, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1716 and S.C.R. No. 116, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1717) recommending that S.R. No. 72, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1717 and S.R. No. 72, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1718) recommending that S.C.R. No. 207 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1718 and S.C.R. No. 207, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF ACQUIRING PROPERTY NEAR THE ISAAC HALE BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII," was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1719) recommending that S.R. No. 133 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1719 and S.R. No. 133, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF ACQUIRING PROPERTY NEAR THE ISAAC HALE

BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII," was deferred until Friday, April 13, 2007.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1720) recommending that S.C.R. No. 197 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1720 and S.C.R. No. 197, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS," was deferred until Friday, April 13, 2007.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1721) recommending that S.R. No. 126 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1721 and S.R. No. 126, entitled: "SENATE RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS," was deferred until Friday, April 13, 2007.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1722) recommending that S.C.R. No. 217 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1722 and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII," was deferred until Friday, April 13, 2007.

Senators Ige and Inouye, for the Committee on Health and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1723) recommending that S.R. No. 141 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1723 and S.R. No. 141, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII," was deferred until Friday, April 13, 2007.

Senators Ige, Chun Oakland and Espero, for the Committee on Health, the Committee on Human Services and Public Housing and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1724) recommending that S.C.R. No. 214, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1724 and S.C.R. No. 214, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO REVIEW POLICIES FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION ON ADULTS AND CHILDREN IN INSTITUTIONAL AND

NONINSTITUTIONAL SETTINGS,” was deferred until Friday, April 13, 2007.

Senators Ige, Chun Oakland and Espero, for the Committee on Health, the Committee on Human Services and Public Housing and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1725) recommending that S.R. No. 138, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1725 and S.R. No. 138, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO REVIEW POLICIES FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION ON ADULTS AND CHILDREN IN INSTITUTIONAL AND NONINSTITUTIONAL SETTINGS,” was deferred until Friday, April 13, 2007.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1726) recommending that S.C.R. No. 61, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1726 and S.C.R. No. 61, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION CONSIDERING THE EXPANSION OF CURRENTLY EXISTING OR THE ESTABLISHMENT OF NEW FORENSIC FACILITIES,” was deferred until Friday, April 13, 2007.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1727) recommending that S.R. No. 37, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1727 and S.R. No. 37, S.D. 1, entitled: “SENATE RESOLUTION CONSIDERING THE EXPANSION OF CURRENTLY EXISTING OR THE ESTABLISHMENT OF NEW FORENSIC FACILITIES,” was deferred until Friday, April 13, 2007.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1728) recommending that S.C.R. No. 93, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1728 and S.C.R. No. 93, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS,” was deferred until Friday, April 13, 2007.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1729) recommending that S.R. No. 57, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1729 and S.R. No. 57, S.D. 1, entitled: “SENATE RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS,” was deferred until Friday, April 13, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No.

1730) recommending that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

KRISTI SCHULENBERG, in accordance with Gov. Msg. No. 608; and

MARK JOSEPH SCRIBNER, in accordance with Gov. Msg. No. 609.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1730 and Gov. Msg. Nos. 608 and 609 was deferred until Friday, April 13, 2007.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1731) recommending that the Senate advise and consent to the nomination of THANH-LO SANANIKONE to the Hawai'i Sister State Committee, in accordance with Gov. Msg. No. 657.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1731 and Gov. Msg. No. 657 was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1732) recommending that the Senate advise and consent to the nomination of LAURIE KWAI-HOON HO to the Board of Agriculture, in accordance with Gov. Msg. No. 292.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1732 and Gov. Msg. No. 292 was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1733) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Agribusiness Development Corporation of the following:

DUANE C.K. LAU, in accordance with Gov. Msg. No. 289;

TEENA M. RASMUSSEN, in accordance with Gov. Msg. No. 290;

DAVID G. RIETOW, in accordance with Gov. Msg. No. 291; and

CHRISTINE MARIE DALEIDEN, in accordance with Gov. Msg. No. 459.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1733 and Gov. Msg. Nos. 289, 290, 291 and 459 was deferred until Friday, April 13, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1734) recommending that the Senate advise and consent to the nominations to the Advisory Committee on Pesticides of the following:

JANET CLAIRE ASHMAN, in accordance with Gov. Msg. No. 442;

BARBARA ANN BROOKS PHD, in accordance with Gov. Msg. No. 443;

CYNTHIA K. L. REZENTES, in accordance with Gov. Msg. No. 444;

QING X. LI, in accordance with Gov. Msg. No. 468; and

REBECCA CAROL TAYLOR, in accordance with Gov. Msg. No. 469.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1734 and Gov. Msg. Nos. 442, 443, 444, 468 and 469 was deferred until Friday, April 13, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1702 (Gov. Msg. No. 265):

Senator Nishihara moved that Stand. Com. Rep. No. 1702 be received and placed on file, seconded by Senator Kim and carried.

Senator Nishihara then moved that the Senate advise and consent to the nomination of RUSS K. SAITO as Comptroller of the Department of Accounting and General Services, term to expire December 6, 2010, seconded by Senator Kim.

Senator Trimble rose in support of the nominee and said:

“Madam President, I rise to offer laudatory comments, briefly.

“DAGS has an awful lot of wonderful, dedicated state employees. They’ve got computer types, they’ve got accountants, they’ve got surveyors, they’ve got engineers, they’ve got architects, but best of all they have Faye who helps take care of the second floor at the State Capitol.

“The Governor, when she appointed Russ Saito for the first term, appointed somebody that is truly humble. I could read the three pages of laudatory remarks prepared by my staff, but I don’t want to see him blush. He brought to the job a wonderful work ethic, a desire to have consumer satisfaction, and those consumers were other state agencies and state Legislators. He has lead by example, and he has come a long way to encouraging his employees in a very diverse and complex department to continue to do a good job and to strive to do better.

“For this, I am grateful that he is willing to serve another four years. Thank you.”

Senator Nishihara rose to support the nominee and stated:

“Madam President and colleagues, I rise to speak and ask that the Senate support the Committee on Tourism and Government Operations’ recommendation to advise and consent in favor of Russ K. Saito as the Comptroller of the Department of Accounting and General Services.

“Our Committee received over 45 testimonies in support of Mr. Saito which included the Department of Human Resources Development, the Automotive Division of DAGS, the State Procurement Office, the Campaign Spending Commission, the BIA, the General Contractors Association, as well as many individuals representing the various architectural and engineering companies in our state.

“Mr. Saito’s accomplishments in his tenure as Comptroller include:

In procurement, increased openness and fairness in the awarding of state contracts, bringing greater efficiency, integrity, and transparency to the state procurement process;

In financial reporting, receiving on behalf of the state the Certificate of Achievement for Excellence in Financial Reporting for the Department of Accounting and General Services Comprehensive Annual Financial Report, for every report since 2003;

Speeding the process to contractors and paying vendors for goods and services in a timelier manner with optimized financial management effected by the Accounting and Audit Review Committee, which he created;

Improved citizen access by offering electronic newsletters, webcast events, and news conferences, and online applications for services on boards and commissions;

Promoting small business by setting aside smaller contracts for award to small businesses and requiring that large contractors be evaluated in part on their use of small businesses as subcontractors on larger contracts;

Facilitated a program to enable state buildings to withstand the effects of natural and manmade disasters;

Enhancing land management by digitizing the land court and file plan map collection, as well as shoreline maps and photographs;

Oversaw the transfer of school repair and maintenance and construction programs to the Department of Education, resulting in more accountability and responsibility in the management of our public school facilities; and finally,

Expediting the creation of transitional housing and shelter space for our growing homeless population.

“Mr. Saito, in his interactions with the Legislature, has given straightforward answers, clear rational reasons supported by background information and documentation. In his testimony before this Committee, he stated that he has tried to perform his duty responsibly and with integrity, treating all people with respect and fairness. I believe that his supporters would agree with his statements.

“In closing, I leave with you the DAGS mission, which states: ‘To help agencies better serve the public by providing, at best value and with integrity: superior public facilities, expert technology solution and services, operational support, fiscal guidance, oversight of administrative services and preservation and promotion of cultural heritage.’ Our Committee believes that Mr. Saito has thus accomplished, and will continue to do so, meeting the mission of DAGS.

“For all those reasons so stated, I encourage my colleagues to vote in favor of confirming Russ K. Saito as the Comptroller of the Department of Accounting and General Services. Thank you, Madam President.”

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

Ayes, 25. Noes, none.

At this time, Senator Nishihara introduced Mr. Saito to the members of the Senate.

At 12:03 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o’clock p.m.

ADOPTION OF RESOLUTION

S.C.R. No. 212, S.D. 2:

Senator Ige moved that S.C.R. No. 212, S.D. 2, be adopted, seconded by Senator Whalen.

Senator Slom rose in opposition to the measure as follows:

“Madam President, I rise in opposition to this resolution.

“It’s interesting that we’re going to start a taskforce to examine the strategies for why doctors are leaving this state, but we specifically mention in this resolution that we will not examine medical malpractice liability, which every doctor has told us for years is the primary reason. And even in the body of the resolution itself, it says how important this is as an issue, but then we completely disregard it. How can we have a taskforce, how can we have a resolution that specifically excludes a primary reason for the problem that we’re complaining of and we actually know about that problem.

“So I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, S.C.R. No. 212, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH AND THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS WORKFORCE DEVELOPMENT COUNCIL TO CONVENE A TEMPORARY TASK FORCE TO EXAMINE STRATEGIES, OTHER THAN THOSE HAVING TO DO WITH MEDICAL MALPRACTICE LIABILITY AND INSURANCE PREMIUMS, THAT MAY PREVENT THE EXODUS OF PHYSICIANS FROM THE STATE,” was adopted with Senators Hemmings, Slom and Trimble voting “No.”

THIRD READING**MATTERS DEFERRED FROM TUESDAY, APRIL 10, 2007**

H.B. No. 676, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 676, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in support with reservations and said:

“Madam President, I rise in support of this measure with reservations.

“I’m a little concerned about the definitions used in the bill itself, and I’m also concerned about the phrase that keeps popping up – overdriving of animals. Now, I have three cats and if I tried to overdrive any one of them they would turn on me and we wouldn’t need a class C felony.

“So I support the idea of very reckless and life-threatening actions, but I think that some of these other descriptions may be very difficult to substantiate. Thank you.”

Senator Trimble requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 676, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 2 (Slom, Trimble). Noes, none.

Stand. Com. Rep. No. 1660 (H.B. No. 1456, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1660 and H.B. No. 1456, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” were recommitted to the Committee on Commerce, Consumer Protection and Affordable Housing.

Stand. Com. Rep. No. 1669 (H.B. No. 356, H.D. 2, S.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Stand. Com. Rep. No. 1669 was adopted and H.B. No. 356, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

H.B. No. 928, H.D. 1, S.D. 2:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 928, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOCIAL SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1836, H.D. 1, S.D. 2:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1836, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GAMBLING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1152, H.D. 1, S.D. 2:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1152, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SENTENCING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1909, H.D. 1, S.D. 2:

Senator Hee moved that H.B. No. 1909, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Ihara rose with reservations as follows:

“Madam President, I rise to state my reservations on H.B. No. 1909, relating to standards of conduct.

“Madam President, the entire contents of the House draft of this bill have been removed. These include provisions establishing House and Senate legislative committees and the complaint process. In its place was inserted limiting the employment and lobbying activities of Legislator’s spouses and

requiring all elected officials to take drug tests after their election but prior to taking the oath of office.

"I will be voting for this bill with reservations to allow further consideration by Conference Committee, and I hope that the Senate Conference managers will consider agreeing to and improving the House's legislative ethics provisions, specifically by giving the House and Senate Ethics Committees more independence, an equal bipartisan composition, as well as freedom to investigate complaints submitted by Legislators of both political parties.

"Thank you, Madam President."

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

Senator Hee rose in favor of the measure and stated:

"Madam President, I rise to speak in favor of the bill.

"Duly noting the comments by the previous speaker, it is the intent of the Senate Conference Committee, to the extent that I may be able to lead the Committee, to engage a discussion on precisely the issues he raised as a matter of Conference. So, the preclusion of any such issue should be laid to rest, to the extent that the final product has already been determined is presumptuous, and we'll try to do the best that we can under the circumstances.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1909, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 2 (Hooser, Ihara). Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 1345, H.D. 2, S.D. 3:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1345, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 367, H.D. 1, S.D. 3:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 367, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Taniguchi).

H.B. No. 1757, H.D. 1, S.D. 3:

Senator Hee moved that H.B. No. 1757, H.D. 1, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition as follows:

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

"This bill would eliminate the GE tax on biomass fuels but it would also impose a new tax of an additional one cent per gallon on gasoline. You know, we all sat through last year when there were crocodile tears about the exemption, the GET exemption on ethanol fuels – it was going to run out in December of last year. We had an opportunity to do something about it. We didn't do anything about it, including the administration. And so the exemption ran out December 31st, and the next day we woke up with an 11 cent per gallon increase in our gasoline. And there still have been crocodile tears for the last four months and nothing has been done about it.

"Now this bill, and with this amendment, proposes to try to alleviate some of that problem, but in trying to take away the burden of the general excise tax, it adds another one penny tax to the special fund. And why is the money going to the highway special fund? Because the supporters argue that the fund doesn't have enough money to take care of its responsibilities. And why doesn't the special fund have enough money? Because the special fund was raided by this very Legislature over and over again.

"So while I would like to see the general excise exemption eliminated, or the exemption restated and the tax eliminated, I don't want to do it at the cost of having another backdoor tax increase.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1757, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Bunda).

H.B. No. 1608, S.D. 3:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 1608, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1848, H.D. 2, S.D. 2:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, H.B. No. 1848, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

FINAL READING

S.B. No. 1063, S.D. 1, H.D. 1:

Senator Hee moved that S.B. No. 1063, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Ihara rose to speak in support of the measure and said:

"Madam President, I rise in support of S.B. No. 1063, Relating to Legislative Vacancies.

"Madam President, the principle behind this measure is that Republicans should have significant input in filling vacancies of Republican legislative seats. And Democratic vacancies should be filled with significant input by Democrats. This applies to the other parties if they ever have seats as well.

"I believe this bill establishes a reasonable method for filling legislative vacancies, particularly in situations when the Governor and vacating Legislator are from different political parties. If all we had were same-party legislative appointments, I don't think there would be a need for this bill. But in the last two decades, several opposite-party appointments have led to turnovers in party control of those legislative seats. I don't know if this was intended or not, but I think the examples I will cite may cause one to wonder.

"I believe this measure should have been adopted years ago, as well as other reforms that seek more political fairness and increase checks and balances. I also acknowledge the difficulty of adopting reforms in an environment of single-party dominance.

"In the last 20 years, there have been seven opposite-party appointments to fill legislative vacancies. Our Republican Governor has appointed two Democratic Legislators resulting in no changes in party control. On the other hand, Democratic governors filled five Republican vacancies, and three of these appointments resulted in Democratic takeovers of these Republican seats.

"In 1993, after winning four straight elections against Democrats, House Republican Leader Mike O'Kieffe, who beat a Democrat, stayed in office until his death in 1993. The Democratic governor appointed a Republican who did not seek election, and the Democrats took back the seat in the 1994 election.

"Republican Representative Donna Ikeda held her seat for 12 years until she resigned in 1986. The Democratic governor filled the vacancy with a Republican . . . who switched parties before the next election. In that 1988 election, the Democrats began a 12-year control of that House seat.

"After ten years in the Senate, Republican Buddy Soares resigned his seat in 1986. The Democratic governor selected a Republican replacement, but this appointed Legislator switched parties and won the 1988 election. This allowed the Republican seat to be taken over by Democrats for a span of eight years following that.

"One can only speculate whether Republicans would have retained these 3 legislative seats if S.B. No. 1063 was already law. Back then, what if the Democratic governor had to choose from nominees submitted by the Republican Party? I would imagine at least there might have been less likelihood of the new Republican Legislators switching parties after their appointment.

"I believe there is an even and probably better chance for the return of a Democratic governor. So my Republican colleagues might want to look to the long term, and vote for this measure to ensure that they can nominate replacements for Republican nominees.

"Thank you, Madam President."

Senator Hemmings rose to speak against the measure as follows:

"Madam President, I rise to speak against this legislation.

"You know, we Republicans do like to look to the long term, but we're no fools. We can also look back on the 20-year history which just was so clearly enunciated by the previous speaker that clearly shows the unbelievable partisanship and exploitation of the process for political gain by the Majority Party. Yes, we look to the future with hopes that we could walk hand-in-hand together and do things in a nonpartisan or bipartisan way for the betterment of the people, but what we experience here in this Legislature is political abuse year in and year out – our bills are shelved; we're given rotten excuses for not hearing our measures; they're oftentimes copied and incremented in other parts of law because the people demand it. The partisanship of the Majority Party is unprecedented, as pointed out by the previous speaker.

"We're not going to go along with the 'shibai,' and say, oh yes, all of sudden after 40 years of abuse we're going to become ecumenical and we're going to share the power and we're going to make sure that we protect the poor Republicans in the future. I'd like to believe it, Madam President, but the record is unbelievable of the partisanship of this Legislature and the way they handle everything from appointments, to filling vacancies, to just the mere passage of legislation.

"I counted last election the total number of constituents we represent here, and though our numbers are small in the Legislature because of close elections, we represent close to 40 percent of the people of the State of Hawai'i who quite frankly are fed up with the partisanship, and fed up with the 'shibai,' and fed up with the self-righteous standing up after 40 years of abuse of this system and saying, 'Oh my, we're going to be bipartisan now.' Yeah, we'll be bipartisan until there is a Democrat governor and then we'll go back to the old system.

"Madam President, this bill is too little, too late, and it amounts to nothing more than a 'shibai.' I urge my colleagues to vote 'no' against it if you have any kind of conscience at all."

Senator Trimble rose in opposition also and stated:

"Madam President, I stand in opposition to this measure but for slightly different reasons.

"Colleagues, I can remember after my first Session in the State Senate being asked to go to the fifth floor and review bills that were up for possible veto, and the occupant of the fifth floor, who's still occupying it today, asked what she should do. And my advice to the Governor was, 'You represent all the people; do what is in the best interest of all the people.'

"When we have an election, and leading up to that election we have two or more parties vying for the mind, and the soul, and the vote of the electorate, it makes a lot of sense, because we're trying to distinguish between what is Republican and what is Democrat, what is Green, and what is whatever. But after the election is over and in the interim between elections, it makes sense to appoint that individual that will best represent the people of that district, whether it's Republican, Democrat, or in the case of most of the constituents of that district, independent.

"I think that the Governor should have the option, and we do have a Governor that truly does think in the best interest of the people, unlike the alleged partisanship which has been advertised or assumed on the part of the other party.

"So I oppose this measure because I think the Governor should have the flexibility of giving the people the person that

would best represent their interest, whether it be Republican, Democrat, or Independent. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1063, S.D. 1, and S.B. No. 1063, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 1 (Bunda).

S.B. No. 1287, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1287, S.D. 1, and S.B. No. 1287, S.D. 1, H.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, 24. Noes, none. Excused, 1 (Bunda).

S.B. No. 1370, S.D. 1, H.D. 1:

On motion by Senator Baker, seconded by Senator Tsutsumi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1370, S.D. 1, and S.B. No. 1370, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1509, S.D. 1, H.D. 1:

On motion by Senator English, seconded by Senator Inouye and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1509, S.D. 1, and S.B. No. 1509, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1816, S.D. 1, H.D. 1:

On motion by Senator Kokubun, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1816, S.D. 1, and S.B. No. 1816, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

RE-REFERRAL OF A SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

Senate Bill Referred to:

No. 1133, S.D. 3, H.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

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

Senate Concurrent Resolution Referred to:

No. 118 Committee on Energy and Environment

RE-REFERRAL OF A SENATE RESOLUTION

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

Senate Resolution Referred to:

No. 74 Committee on Energy and Environment

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The Chair re-referred the following House concurrent resolutions that were received:

House Concurrent Resolution Referred to:

No. 58, H.D. 1 Committee on Energy and Environment

No. 291 Committee on Transportation and International Affairs

RECONSIDERATION OF ACTIONS TAKEN

H.B. No. 581, H.D. 1:

Pursuant to Senate Rule 66(3), Senator Ige moved that the Senate reconsider its action taken on April 10, 2007, in passing H.B. No. 581, H.D. 1, on Third Reading, seconded by Senator Hooser.

Senator Ige noted:

“Madam President, this bill authorizes the issuance of special purpose revenue bonds for Hanalani Schools and passed Third Reading in the Senate unamended on April 10, 2007. Article VII, Section 9 of the Hawai‘i State Constitution prohibits final passage of any appropriation bill until after the State budget bill has been transmitted to the Governor. Therefore, we are requesting that the House return this bill to the Senate.”

The motion was then put by the Chair and carried, and the Clerk was directed to inform the House of the Senate’s request to return H.B. No. 581, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS,” to the Senate.

S.B. No. 870, S.D. 1 (H.D. 2):

Senator Fukunaga moved that the Senate reconsider its action taken earlier on the calendar in agreeing to the amendments proposed by the House to S.B. No. 870, S.D. 1, seconded by Senator Espero.

Senator Fukunaga noted:

“Madam President, we discovered a minor defect in the bill that requires correction; therefore, we would like to disagree on this measure.”

The motion to reconsider agreeing to the amendments proposed by the House to S.B. No. 870, S.D. 1, was then put by the Chair and carried.

On motion by Senator Fukunaga, seconded by Senator Espero and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 870, S.D. 1, and requested a conference on the subject matter thereof.

Senator Hee rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Beginning immediately, all active army soldiers in Iraq and Afghanistan will serve 15-month tours – three months longer than the usual standard – the Defense Secretary Robert Gates said today. For Hawai‘i-based soldiers that means more than 7,000 Schofield Barracks Soldiers who left Oahu in July will spend longer time there, thinking that they’d be back in two months. Officials on Monday said 13,000 national guard troops are receiving orders alerting them to prepare for possible deployment to Iraq, meaning a second tour for several thousand of them. Officials said a final decision would be made shortly.

“Word also has emerged from the defense department officials that they’re considering a plan to extend up to four months the tours of duty for as many as 15,000 US troops already in Iraq as a way to maintain the buildup past the summer. Currently, there are 145,000 US troops in Iraq, and when the buildup is completed by June, there will be more than 160,000, officials are calculating.

“The last time we were on this Session Floor we rose to honor a native son, Jay Cajimat of Maui.

“The British have reported so far that 140 of theirs have died; 33 of Italy; 18 of Ukraine; 19 from Poland; 13 from Bulgaria; 11 from Spain; 6 from Denmark; 5 from El Salvador; 4 from Slovakia; 3 from Latvia; 2 from Estonia, the Netherlands and Thailand; and 1 from Australia, Hungary, Kazakhstan and Romania. In the United States, there have been 3,292 deaths as of Wednesday, April 11th. At least 2,674 of those have been a result of hostile action according to the military. There have been 24,314 wounded out of 26,188 who have been medivacked.

“I have been receiving calls, and I’m grateful for the calls of concern, to impeach the President by resolution. This morning one person called to ask why the Senate was not scheduling S.C.R. No. 83 to impeach the President. ‘It must be,’ the caller said, ‘that you think Bush is not doing anything wrong.’ I have given approximately 30,000 reasons why I think the Chief Executive of the United States of America bears some responsibility for the deaths and wounded of not only the American soldiers, but all others who have been impacted. And I cannot imagine how a parent must feel, and I’m grateful for that privilege.

“The Senate will not hear the resolution to impeach Bush because although symbolic, there have been 30,000 symbols of his responsibility. And if there is a measure to impeach the President, it is my belief that measure should be properly held in the Congress of the United States.

“Bush will be gone in a year – God save America. Thank you.”

Senator Hemmings rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege.

“I’m truly sorry I have to do so. Yes, it’s indeed unfortunate that our country has had war declared against us – not on 9/11 but in years before by religious extremists who want to cut our heads off and eradicate us because of the freedoms we practice and for the beliefs we have as a people. Those people have waged unbelievable war without borders, without nations, without uniforms, without flags – the most insidious war, I think, ever fought in the history of civilization, and the most dishonorable war certainly.

“Yes, our resources are stretched very taut but they’re especially stretched taut because the previous administration, under the guise of the alleged peace dividend, because America did achieve world peace against the dominion of the Soviet empire through strength, the Clinton Administration built our resources down to very perilous capacities and now we’re paying the price.

“What the previous speaker failed to mention is the numerous attacks on this country and our interest in the prior administration – the bombing of the World Trade Center; two embassies bombed in Africa; a US war ship bombed in Kuwait – with literally no response other than rhetorical response on the part of the previous administration.

“A rhetorical question was asked, what about the parents, how do they feel, of the young men and women who volunteered to fight this war for us? Volunteered, I might add – no one is there because of a draft. I would say the vast majority of those who I’ve talked to and the vast number of men and women in uniform feel, in a word, proud – proud that they can wear the uniform with the stars and stripes of the United States of America on their shoulder and defend not just this country, but freedom-seeking people around the world from the abuses of a very satanic, almost cult, of extremist theocracies who want to take women who maybe do not dress appropriately, out to the town square and stone them to death like the Taliban was doing in Afghanistan; or want to cut reporters’ heads off on television as an example of the strength they have in wielding the sword for what they believe.

“I am so proud that this country, unlike any country in the history of human kind, not only has men and women defending our borders and our sovereignty, but defending the rights and freedoms of other people around the world. We don’t have a choice. We didn’t declare this war. This war was declared on us. It is a war against terror.

“And regarding Iraq – yes, the President did lead us into Iraq, but not without the vote of the United States Congress and many of the double-faced Janus’s politicians who are now speaking out against it and voting against it.

“Madam President, now is not the time to measure our success or failures by body counts, but by what we do as a nation and the courage we have to defend our freedom and the freedom of people around this world in this epic battle that, I would say, has been waged since the 7th century. What kind of world are we going to live in? – the world that they want or the world that we have? I’d say now is the time for us to stand united and support those who are willing to fight the treachery and evilness of the people that have declare war on us and want to eradicate us.

“Thank you, Madam President.”

Senator Hooser rose on a point of personal privilege and stated:

“Madam President, I rise on a point of personal privilege.

“I’m standing here today to support my friend and colleague, the Judiciary Chair, and the remarks he made and applaud his willingness to stand up and speak what I believe is truth to power. This is not about pride and our troops. Each of us, each of our families are connected somehow to people in the military. My father was in the military, retired from the military, fought in Vietnam. I have many friends who fight and I’m proud of them – young men and women all around. This is not about whether or not we’re patriotic or how proud we are of our troops.

“I wish I could be just as proud in our President, but I cannot be. There is not one doubt in my mind, and I think not many doubts in the American people’s minds, that we’re at war today because the President, President Bush, and his associates misled the American people and the international community and convinced us at that time that it was the right thing to do. And I’m firmly convinced that history will show that this is true – that we were lied to. And people die today, every day – young American men and women, Iraqis, people from all over the world die every single day because of the decisions and choices made by our President and his associates that have led us down this path.

“I applaud those in Congress and elsewhere now who are willing to speak out and try to reverse this trend. Every day, people die. Every day when I watch television, watch the news, read the paper, I become angry and wish, in retrospect, that our President had been impeached and was not there. But time is passing and he will be gone. Every day, people die; every day, corporations grow rich from selling the bombs and bullets.

“It is not unpatriotic to be against the war or unpatriotic to be against this President. In fact, I would say the reverse is true – the greater patriots are willing to stand up and speak the truth and at the same time support Americans all over the world who are in the pursuit of peace. It’s just unfortunate where we’re at today, and it’s just a sad, sad time for America.

“Thank you.”

Senator Menor, Chair of the Committee on Energy and Environment, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 118 and S.R. No. 74.

Senator Menor noted:

“Madam President, the waiver is being requested in order to accommodate a recent request by one of our colleagues to have these resolutions heard.”

The Chair then granted the waiver.

APPOINTMENT OF CONFEREES

S.B. No. 17, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 17, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Hee, co-chair; Kim, Trimble as managers on the part of the Senate at such conference.

S.B. No. 96, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 96, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, Tsutsui, co-chairs; Tokuda, Gabbard as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 98, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 138, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 138, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 148, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 148, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Gabbard as managers on the part of the Senate at such conference.

S.B. No. 156, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 156, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 162, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 162, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 188, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 188, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 323, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 323, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-

chair; Ige, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 600 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 600, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, Baker, co-chairs; Chun Oakland, Slom as managers on the part of the Senate at such conference.

S.B. No. 603, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 603, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Hooser, Tokuda, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 613, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 613, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Chun Oakland, Tokuda, Gabbard as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 620, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 662, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 662, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 678, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 678, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Espero, Tsutsui, co-chairs; Kim, Trimble as managers on the part of the Senate at such conference.

S.B. No. 686, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 686, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Hooser, Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 688, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 688, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 707, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 707, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 709, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 709, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 750, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 750, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Fukunaga, Tsutsui, co-chairs; Kim, Trimble as managers on the part of the Senate at such conference.

S.B. No. 795, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 795, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Nishihara, Tsutsui, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 796, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 796, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tsutsui, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 837, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 837, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Tsutsui, Slom as managers on the part of the Senate at such conference.

S.B. No. 866, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 866, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Kim, Trimble as managers on the part of the Senate at such conference.

S.B. No. 880, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 880, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 885, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 885, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kokubun, Baker, co-chairs; Tokuda, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 896, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 896, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 898, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 898, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 907, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 907, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 914, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 914, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Baker, co-chair; Chun Oakland, Nishihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 917, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 917, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Baker, co-chair; Fukunaga, Nishihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 932, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Baker, co-chair; Sakamoto, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 946, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 946, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1034, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1034, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Fukunaga, Baker, co-chairs; Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1060, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1060, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara as managers on the part of the Senate at such conference.

S.B. No. 1068, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1068, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1093, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1093, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Sakamoto, Baker, co-chairs; Hee, Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1113, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1113, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1154, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1154, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Taniguchi, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1170, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1170, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Sakamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1174, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1174, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Sakamoto, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1177, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1177, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Chun Oakland, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1182, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1182, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Fukunaga, Baker, co-chairs; Hooser, Ihara, Sakamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1184, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1184, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hee, Baker, co-chairs; Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1191, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1191, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1221, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1221, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Fukunaga, Baker, co-chairs; Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1228, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1228, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Espero, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1284, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1284, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair;

Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1315, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1315, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1365, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1365, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1372, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1372, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1382, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1382, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1383, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1383, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1384, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1384, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1386, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1386, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1387, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1387, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair;

Kokubun, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1388, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1388, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1391, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1391, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1400, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1400, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, Hee, co-chairs; Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1447, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1447, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Inouye, Baker, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1499, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1499, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1500, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1500, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Fukunaga, Baker, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1504, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1504, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1515, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1515, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators English, chair; Baker, co-chair; Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1614, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1614, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1672, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1672, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1750, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1750, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1756, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1756, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1779 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1779, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1820, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1820, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1823, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1823, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Kim, Tsutsui as managers on the part of the Senate at such conference.

S.B. No. 1833, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1833, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair;

Kokubun, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1839, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1839, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1853, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1853, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Slom as managers on the part of the Senate at such conference.

S.B. No. 1882, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1882, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Tsutsui, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1916, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1916, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1917, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1917, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, Fukunaga, Baker, co-chairs; Menor, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1918, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1918, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Baker, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1919, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1919, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Fukunaga, Baker, co-chairs; Hooser, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1920, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1920, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1922, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1922, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Sakamoto, Baker, co-chairs; Ige, Slom as managers on the part of the Senate at such conference.

S.B. No. 1923, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1923, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1924, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1924, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1928, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1928, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1929, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1929, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tsutsui, co-chair; Kim, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1931, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1931, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Fukunaga, Nishihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1932, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1932, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1946, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1946, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Hee, Hooser, Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1950, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1950, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 92, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 92, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Fukunaga, Baker, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 692, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 692, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 831, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 831, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tsutsui, co-chair; Hooser as managers on the part of the Senate at such conference.

H.B. No. 1120, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1120, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Baker, co-chairs; Fukunaga, Ihara, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1334, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1334, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1353, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1361, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1361, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Inouye, Tsutsui, co-chairs; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1364, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1364, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1368 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1368, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1411, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1411, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1902 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1902, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

HOUSE COMMUNICATIONS

On motion by Senator Ige, seconded by Senator Gabbard and carried unanimously, the Senate authorized the Clerk to receive House communications returning Senate bills that have passed third reading in the House. The Senate was further authorized to disagree to the amendments proposed by the House to Senate bills that were returned in an amended form. In consequence thereof, and subsequent to its recessing at 12:52 o'clock p.m., the Senate took the following actions on the following House communications and Senate bills:

Hse. Com. No. 688, returning S.B. No. 1004, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1004, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 689, returning S.B. No. 1283, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1283, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 690, returning S.B. No. 1665, which passed Third Reading in the House of Representatives on April 12, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1665, and requested a conference on the subject matter thereof.

Hse. Com. No. 691, returning S.B. No. 1792, S.D. 3, which passed Third Reading in the House of Representatives on April 12, 2007, in an amended form, was placed on file.

On motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1792, S.D. 3, and requested a conference on the subject matter thereof.

ADJOURNMENT

At 11:15 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Friday, April 13, 2007.

FORTY-EIGHTH DAY

Friday, April 13, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:50 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gordon Trimble, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Inouye who was excused.

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

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 686 and 687) were read by the Clerk and were placed on file:

Hse. Com. No. 686, transmitting the following House bills that the Senate, on April 10, 2007, requested be returned pursuant to the reconsideration of its action taken on April 4, 2007:

H.B. No. 429, H.D. 1;
H.B. No. 504; and
H.B. No. 1907, H.D. 1.

Hse. Com. No. 687, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 19, H.D. 2 (S.D. 2);
H.B. No. 30, H.D. 2 (S.D. 1);
H.B. No. 34 (S.D. 2);
H.B. No. 55, H.D. 1 (S.D. 2);
H.B. No. 71, H.D. 2 (S.D. 2);
H.B. No. 90, H.D. 2 (S.D. 2);
H.B. No. 104, H.D. 2 (S.D. 2);
H.B. No. 116, H.D. 2 (S.D. 1);
H.B. No. 122, H.D. 1 (S.D. 1);
H.B. No. 150, H.D. 2 (S.D. 2);
H.B. No. 154, H.D. 1 (S.D. 1);
H.B. No. 155, H.D. 1 (S.D. 2);
H.B. No. 162, H.D. 1 (S.D. 2);
H.B. No. 211, H.D. 1 (S.D. 1);
H.B. No. 212, H.D. 2 (S.D. 2);
H.B. No. 226, H.D. 2 (S.D. 2);
H.B. No. 249, H.D. 1 (S.D. 2);
H.B. No. 250, H.D. 2 (S.D. 2);
H.B. No. 257, H.D. 1 (S.D. 1);
H.B. No. 260 (S.D. 2);
H.B. No. 275, H.D. 1 (S.D. 2);
H.B. No. 277, H.D. 1 (S.D. 2);
H.B. No. 310, H.D. 2 (S.D. 2);
H.B. No. 317, H.D. 2 (S.D. 2);
H.B. No. 325, H.D. 2 (S.D. 2);
H.B. No. 338, H.D. 2 (S.D. 1);
H.B. No. 356, H.D. 2 (S.D. 1);
H.B. No. 357, H.D. 2 (S.D. 1);
H.B. No. 367, H.D. 1 (S.D. 3);
H.B. No. 375, H.D. 1 (S.D. 2);
H.B. No. 379, H.D. 1 (S.D. 2);
H.B. No. 399, H.D. 1 (S.D. 2);
H.B. No. 400, H.D. 1 (S.D. 2);
H.B. No. 402, H.D. 1 (S.D. 2);
H.B. No. 436, H.D. 1 (S.D. 1);

H.B. No. 451, H.D. 1 (S.D. 1);
H.B. No. 469, H.D. 1 (S.D. 2);
H.B. No. 483, H.D. 1 (S.D. 1);
H.B. No. 487, H.D. 1 (S.D. 1);
H.B. No. 497, H.D. 2 (S.D. 2);
H.B. No. 500, H.D. 1 (S.D. 1);
H.B. No. 507, H.D. 2 (S.D. 1);
H.B. No. 531, H.D. 3 (S.D. 2);
H.B. No. 600, H.D. 1 (S.D. 2);
H.B. No. 639, H.D. 2 (S.D. 1);
H.B. No. 652, H.D. 2 (S.D. 2);
H.B. No. 667, H.D. 1 (S.D. 2);
H.B. No. 676, H.D. 1 (S.D. 1);
H.B. No. 718 (S.D. 2);
H.B. No. 751, H.D. 1 (S.D. 2);
H.B. No. 760, H.D. 2 (S.D. 2);
H.B. No. 776 (S.D. 1);
H.B. No. 777, H.D. 2 (S.D. 2);
H.B. No. 791, H.D. 1 (S.D. 1);
H.B. No. 807, H.D. 1 (S.D. 2);
H.B. No. 825, H.D. 1 (S.D. 2);
H.B. No. 833, H.D. 2 (S.D. 2);
H.B. No. 835, H.D. 2 (S.D. 1);
H.B. No. 843, H.D. 2 (S.D. 2);
H.B. No. 854, H.D. 1 (S.D. 1);
H.B. No. 855, H.D. 1 (S.D. 1);
H.B. No. 859, H.D. 2 (S.D. 2);
H.B. No. 861, H.D. 1 (S.D. 1);
H.B. No. 895, H.D. 2 (S.D. 1);
H.B. No. 902, H.D. 2 (S.D. 3);
H.B. No. 910, H.D. 1 (S.D. 1);
H.B. No. 928, H.D. 1 (S.D. 2);
H.B. No. 936, H.D. 2 (S.D. 1);
H.B. No. 962 (S.D. 2);
H.B. No. 964, H.D. 1 (S.D. 2);
H.B. No. 987, H.D. 1 (S.D. 2);
H.B. No. 1001, H.D. 2 (S.D. 2);
H.B. No. 1003, H.D. 3 (S.D. 2);
H.B. No. 1004, H.D. 2 (S.D. 1);
H.B. No. 1008, H.D. 2 (S.D. 2);
H.B. No. 1018, H.D. 2 (S.D. 2);
H.B. No. 1034 (S.D. 1);
H.B. No. 1044, H.D. 1 (S.D. 2);
H.B. No. 1063 (S.D. 1);
H.B. No. 1083, H.D. 2 (S.D. 2);
H.B. No. 1114, H.D. 2 (S.D. 2);
H.B. No. 1130, H.D. 1 (S.D. 1);
H.B. No. 1133, H.D. 1 (S.D. 2);
H.B. No. 1149, H.D. 1 (S.D. 1);
H.B. No. 1152, H.D. 1 (S.D. 2);
H.B. No. 1155, H.D. 1 (S.D. 1);
H.B. No. 1171, H.D. 1 (S.D. 1);
H.B. No. 1200, H.D. 1 (S.D. 2);
H.B. No. 1201, H.D. 1 (S.D. 1);
H.B. No. 1210, H.D. 1 (S.D. 1);
H.B. No. 1211, H.D. 2 (S.D. 2);
H.B. No. 1212, H.D. 2 (S.D. 2);
H.B. No. 1220, H.D. 1 (S.D. 2);
H.B. No. 1221, H.D. 2 (S.D. 2);
H.B. No. 1231, H.D. 2 (S.D. 2);
H.B. No. 1246, H.D. 1 (S.D. 1);
H.B. No. 1256, H.D. 1 (S.D. 1);
H.B. No. 1260, H.D. 1 (S.D. 1);
H.B. No. 1264 (S.D. 1);
H.B. No. 1268, H.D. 3 (S.D. 2);
H.B. No. 1270, H.D. 2 (S.D. 2);
H.B. No. 1277, H.D. 2 (S.D. 3);
H.B. No. 1283, H.D. 2 (S.D. 2);

H.B. No. 1291, H.D. 1 (S.D. 2);
 H.B. No. 1292, H.D. 1 (S.D. 2);
 H.B. No. 1306, H.D. 2 (S.D. 1);
 H.B. No. 1322 (S.D. 1);
 H.B. No. 1323 (S.D. 1);
 H.B. No. 1328, H.D. 2 (S.D. 2);
 H.B. No. 1336 (S.D. 1);
 H.B. No. 1337, H.D. 1 (S.D. 1);
 H.B. No. 1339, H.D. 1 (S.D. 1);
 H.B. No. 1345, H.D. 2 (S.D. 3);
 H.B. No. 1352, H.D. 1 (S.D. 2);
 H.B. No. 1356, H.D. 2 (S.D. 2);
 H.B. No. 1359, H.D. 1 (S.D. 2);
 H.B. No. 1370, H.D. 1 (S.D. 1);
 H.B. No. 1379, H.D. 1 (S.D. 1);
 H.B. No. 1399 (S.D. 1);
 H.B. No. 1406, H.D. 1 (S.D. 1);
 H.B. No. 1414, H.D. 2 (S.D. 2);
 H.B. No. 1435, H.D. 1 (S.D. 2);
 H.B. No. 1440, H.D. 3 (S.D. 1);
 H.B. No. 1479, H.D. 2 (S.D. 2);
 H.B. No. 1493, H.D. 2 (S.D. 1);
 H.B. No. 1500, H.D. 2 (S.D. 2);
 H.B. No. 1503, H.D. 1 (S.D. 1);
 H.B. No. 1516, H.D. 2 (S.D. 2);
 H.B. No. 1518, H.D. 1 (S.D. 2);
 H.B. No. 1567 (S.D. 1);
 H.B. No. 1568 (S.D. 1);
 H.B. No. 1569 (S.D. 1);
 H.B. No. 1570 (S.D. 1);
 H.B. No. 1572 (S.D. 1);
 H.B. No. 1605, H.D. 1 (S.D. 1);
 H.B. No. 1608 (S.D. 3);
 H.B. No. 1612 (S.D. 1);
 H.B. No. 1614, H.D. 2 (S.D. 2);
 H.B. No. 1628, H.D. 1 (S.D. 1);
 H.B. No. 1630, H.D. 2 (S.D. 2);
 H.B. No. 1631, H.D. 2 (S.D. 2);
 H.B. No. 1639, H.D. 2 (S.D. 3);
 H.B. No. 1641, H.D. 2 (S.D. 2);
 H.B. No. 1646, H.D. 2 (S.D. 1);
 H.B. No. 1659, H.D. 2 (S.D. 1);
 H.B. No. 1670, H.D. 2 (S.D. 2);
 H.B. No. 1719, H.D. 1 (S.D. 1);
 H.B. No. 1721, H.D. 1 (S.D. 2);
 H.B. No. 1746 (S.D. 2);
 H.B. No. 1750, H.D. 2 (S.D. 1);
 H.B. No. 1757, H.D. 1 (S.D. 3);
 H.B. No. 1764, H.D. 1 (S.D. 1);
 H.B. No. 1787, H.D. 1 (S.D. 2);
 H.B. No. 1818, H.D. 2 (S.D. 1);
 H.B. No. 1830, H.D. 2 (S.D. 2);
 H.B. No. 1833, H.D. 1 (S.D. 1);
 H.B. No. 1836, H.D. 1 (S.D. 2);
 H.B. No. 1848, H.D. 2 (S.D. 2);
 H.B. No. 1866, H.D. 3 (S.D. 2);
 H.B. No. 1899, H.D. 2 (S.D. 2);
 H.B. No. 1909, H.D. 1 (S.D. 2); and
 H.B. No. 1950, H.D. 1 (S.D. 2).

STANDING COMMITTEE REPORTS

The President made the following observation:

“Members, today is the First Crossover deadline for concurrent resolutions. At this time, the Chair will entertain a motion to adopt Stand. Com. Rep. Nos. 1735-1819 in order to meet this deadline.”

Senators Sakamoto and Inouye, for the Committee on Education and the Committee on Intergovernmental and

Military Affairs, presented a joint report (Stand. Com. Rep. No. 1735) recommending that S.C.R. No. 57, as amended in S.D. 1, be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1735 and S.C.R. No. 57, S.D. 1, be adopted., seconded by Senator Whalen.

Senator Hemmings rose in opposition to the measure as follows:

“Madam President, I rise to speak against Stand. Com. Rep. No. 1735 and Stand. Com. Rep. No. 1736, resolutions concerning requesting the United States Congress to propose amendments to the No Child Left Behind Act.

“In the very well thought out, excessively, profusely written resolution full of inaccuracies and misrepresentations, I’ll direct the Floor’s attention to the committee report: ‘Your Committees find that the Department of Education has been subject to several mandates that have drained resources and taken the focus away from various programs and objectives under the No Child Left Behind Act.’ I won’t go into the details about the \$2.3 billion the public education system siphons away without much accountability. If we’re going to examine everything, maybe we should examine and audit the DOE’s mismanagement of funds.

“But on that particular issue, our research shows that the DOE did not spend the federal No Child Left Behind money that was given for the years 2003-2006. The Governor’s report to the Legislature dated January 26, 2007, on the adequacy of federal funding for the No Child Left Behind Act noted in the reports, pages 16 and 17, the DOE only spent an average of 52 percent of the federal money given to them in these years. In other words, they have received money from the federal government and they’re complaining about not having enough money when they’re not even spending what they’re getting.

“This is the very reason why we really should be passing a resolution to audit the DOE which consumes approximately 20 percent of the total budget, and of course close to 40 percent of the A-funds or direct funds.

“Thank you, Madam President.”

At 11:56 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:17 o’clock p.m.

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.C.R. No. 57, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE AMENDMENTS TO THE NO CHILD LEFT BEHIND ACT OF 2001,” was adopted with Senators Hemmings and Slom voting “No.”

Senators Sakamoto and Inouye, for the Committee on Education and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1736) recommending that S.R. No. 33, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 33, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROPOSE AMENDMENTS TO THE NO CHILD LEFT

BEHIND ACT OF 2001," was adopted with Senators Hemmings and Slom voting "No."

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1737) recommending that S.C.R. No. 140, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 140, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A UNIVERSITY OF HAWAII SECOND CENTURY PROMISE TASK FORCE," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1738) recommending that S.R. No. 94, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 94, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF A UNIVERSITY OF HAWAII SECOND CENTURY PROMISE TASK FORCE," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1739) recommending that S.C.R. No. 179, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 179, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES AND EXTRACURRICULAR SERVICES FOR STUDENTS IN NON-SCHOOL HOUR PROGRAMS," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1740) recommending that S.R. No. 115, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 115, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES AND EXTRACURRICULAR SERVICES FOR STUDENTS IN NON-SCHOOL HOUR PROGRAMS," was adopted.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1741) recommending that S.C.R. No. 46, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 46, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO RESEARCH AND REPORT TO THE LEGISLATURE ON HOW BEST TO PROTECT HAWAII'S HISTORIC BUILDINGS FROM DEMOLITION," was adopted.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1742) recommending that S.R. No. 25, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No.

25, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO RESEARCH AND REPORT TO THE LEGISLATURE ON HOW BEST TO PROTECT HAWAII'S HISTORIC BUILDINGS FROM DEMOLITION," was adopted.

Senators Espero and Sakamoto, for the Committee on Public Safety and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1743) recommending that S.C.R. No. 52, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION DIRECTING THE STRENGTHENING AND EXPANSION OF ADULT EDUCATION PROGRAMS FOR INCARCERATED PERSONS TO ASSIST WITH THEIR TRANSITION BACK INTO THE COMMUNITY UPON RELEASE," was adopted.

Senators Espero and Sakamoto, for the Committee on Public Safety and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1744) recommending that S.R. No. 27, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 27, S.D. 1, entitled: "SENATE RESOLUTION DIRECTING THE STRENGTHENING AND EXPANSION OF ADULT EDUCATION PROGRAMS FOR INCARCERATED PERSONS TO ASSIST WITH THEIR TRANSITION BACK INTO THE COMMUNITY UPON RELEASE," was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1745) recommending that S.C.R. No. 170, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 170, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO INVESTIGATE AND DETERMINE WHETHER HAWAII PACIFIC HEALTH/ WILCOX MEMORIAL HOSPITAL/KAUAI MEDICAL CLINIC HAS VIOLATED THE 2001 CERTIFICATE OF NEED AGREEMENT," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1746) recommending that S.C.R. No. 32 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 32, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY THE IMPACT OF CIGARETTE FIRE SAFETY STANDARDS ESTABLISHED IN OTHER STATES," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1747) recommending that S.R. No. 14 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 14, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY THE IMPACT OF CIGARETTE FIRE SAFETY

STANDARDS ESTABLISHED IN OTHER STATES," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1748) recommending that S.C.R. No. 175 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 175, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1749) recommending that S.R. No. 114 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THE JUDICIARY TO MONITOR THE COLLECTION OF CRIME VICTIM COMPENSATION FEES," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1750) recommending that S.C.R. No. 7 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO STUDY THE FEASIBILITY OF CONDUCTING ALL ELECTIONS BY MAIL," was adopted with Senators Hemmings and Slom voting "No."

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1751) recommending that S.R. No. 7 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 7, entitled: "SENATE RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO STUDY THE FEASIBILITY OF CONDUCTING ALL ELECTIONS BY MAIL," was adopted with Senators Hemmings and Slom voting "No."

Senators English and Chun Oakland, for the Committee on Transportation and International Affairs and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1752) recommending that S.C.R. No. 156 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 156, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, THE DEPARTMENT OF TRANSPORTATION SERVICES, AND VANPOOL HAWAII TO WORK COOPERATIVELY TO CREATE A SENIOR VAN POOL PROGRAM," was adopted.

Senators Nishihara and Hee, for the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1753) recommending that S.C.R. No. 44 be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1753 and S.C.R. No. 44 be adopted, seconded by Senator Whalen.

Senator Trimble rose in opposition to the measures and said:

"Madam President, please register a 'no' vote for me on S.C.R. No. 44 and S.R. No. 23. The title is 'Requesting the Department of Human Resource Development to Study Workforce Flexibility.'

"I have had a great deal of personal experience in dealing with the Department of Human Resources Development over the years, and as a department they have shown over the years that they are committed to this and I consider a further study unnecessary.

"Thank you."

The motion was put by the Chair and carried, the joint report of the majority of the Committees was adopted and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY WORKPLACE FLEXIBILITY," was adopted with Senator Trimble voting "No."

Senators Nishihara and Hee, for the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1754) recommending that S.R. No. 23 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the majority of the Committees was adopted and S.R. No. 23, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO STUDY WORKPLACE FLEXIBILITY," was adopted with Senator Trimble voting "No."

Senators Kokubun and Inouye, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1755) recommending that S.C.R. No. 107, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 107, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL, STATE, AND COUNTY AGENCIES TO IMPLEMENT THE 2006 OCEAN RESOURCES MANAGEMENT PLAN," was adopted.

Senators Kokubun and Espero, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1756) recommending that S.C.R. No. 182, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 182, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF A NATIVE HAWAIIAN HEALING PROGRAM THAT EMPHASIZE THE PRACTICE OF HO'OPONOPONO AND THE CONCEPT OF PU'UHONUA FOR EX-OFFENDERS AND PAROLEES TO FACILITATE THEIR REHABILITATION AND REENTRY INTO SOCIETY AND TO REDUCE RECIDIVISM," was adopted.

Senators Kokubun and Espero, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No.

1757) recommending that S.R. No. 118, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 118, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY THE FEASIBILITY OF A NATIVE HAWAIIAN HEALING PROGRAM THAT EMPHASIZE THE PRACTICE OF HO'OPONOPONO AND THE CONCEPT OF PU'UHONUA FOR EX-OFFENDERS AND PAROLEES TO FACILITATE THEIR REHABILITATION AND REENTRY INTO SOCIETY AND TO REDUCE RECIDIVISM," was adopted.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1758) recommending that S.C.R. No. 193, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 193, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO LEGISLATE A REDUCTION IN FEDERALLY REGULATED FEES OR AN EXEMPTION FROM FEDERAL STATUTES FOR TRANSPORTATION COSTS FOR LIVESTOCK FEED TO HAWAII," was adopted.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1759) recommending that S.R. No. 123, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 123, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO LEGISLATE A REDUCTION IN FEDERALLY REGULATED FEES OR AN EXEMPTION FROM FEDERAL STATUTES FOR TRANSPORTATION COSTS FOR LIVESTOCK FEED TO HAWAII," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1760) recommending that S.C.R. No. 115, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 115, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CODIFY THE LANGUAGE OF THE REFERENCES TO INTERNAL REVENUE CODE PROVISIONS IN SECTION 235-110.7, HAWAII REVISED STATUTES," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1761) recommending that S.C.R. No. 74, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL, PROGRAM, AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1762) recommending that S.C.R. No. 81 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF HAWAII'S INDEPENDENT LIVING CENTER," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1763) recommending that S.C.R. No. 24, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 24, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE GRANT OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF SUBMERGED LANDS AT LAHAINA, MAUI, FOR DIVE SITE FOR COMMERCIAL SUBMARINE TOURS," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1764) recommending that S.C.R. No. 25, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 25, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE SURFACE EASEMENT AT KAHALUU, NORTH KONA, HAWAII," was adopted.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1765) recommending that S.C.R. No. 68, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 68, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS," was adopted.

Senators Taniguchi and Hee, for the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1766) recommending that S.R. No. 41, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS," was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1767) recommending that S.C.R. No. 112, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 112, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, THE BOARD OF EDUCATION, AND THE HAWAII TEACHER STANDARDS BOARD TO PROPOSE EDUCATIONAL MEASURES THAT PROMOTE

APPROPRIATE AND DIFFERENTIATED POLICIES AND PRACTICES,” was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1768) recommending that S.R. No. 69, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 69, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, THE BOARD OF EDUCATION, AND THE HAWAII TEACHER STANDARDS BOARD TO PROPOSE EDUCATIONAL MEASURES THAT PROMOTE APPROPRIATE AND DIFFERENTIATED POLICIES AND PRACTICES,” was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1769) recommending that S.C.R. No. 168, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 168, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP COST ESTIMATES AND PLANS TO MAKE EXTENSIVE RENOVATIONS TO KAPAA, KAUAI, AND WAIMEA HIGH SCHOOL GYMNASIUMS,” was adopted.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1770) recommending that S.C.R. No. 134, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 134, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND MANAGER’S RIDGE LLC TO DEVELOP A PLAN FOR THE CONTINUATION OF THE KAHUKU HIGH AND INTERMEDIATE SCHOOL AGRICULTURE PROGRAM,” was adopted.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1771) recommending that S.C.R. No. 169, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 169, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A RECRUITMENT AND RETENTION PROGRAM TO INCLUDE CREATING A TEACHER CADET PROGRAM ADVISORY COUNCIL AND UNDERTAKE A STUDY TO REPORT ON THE STATUS AND NEEDS OF EXISTING TEACHER HOUSING,” was adopted.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1772) recommending that S.C.R. No. 92 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 92, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CREATE A CURRICULUM TO INCLUDE PARENTING CLASSES TO ASSIST YOUNG ADULTS IN

ACQUIRING PARENTING SKILLS AND UNDERSTANDING PARENTAL RESPONSIBILITIES,” was adopted.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1773) recommending that S.C.R. No. 77, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 77, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO CONVENE A TASK FORCE TO DETERMINE THE NUMBER OF FREELY ASSOCIATED STATES NATIONALS CURRENTLY RESIDING IN HAWAII AND TO REVIEW THE INFRASTRUCTURE SUPPORTS THAT ARE AVAILABLE TO THIS POPULATION UNDER THE COMPACT OF FREE ASSOCIATION,” was adopted.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1774) recommending that S.C.R. No. 199, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 199, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXPAND AND EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE CAMPUS-WIDE MASTER PLANNING AND LONG TERM DEVELOPMENT OF GERIATRIC AND LONG-TERM HEALTH CARE SERVICES,” was adopted.

Senators Sakamoto and Chun Oakland, for the Committee on Education and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1775) recommending that S.R. No. 128, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 128, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXPAND AND EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE CAMPUS-WIDE MASTER PLANNING AND LONG TERM DEVELOPMENT OF GERIATRIC AND LONG-TERM HEALTH CARE SERVICES,” was adopted.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and Public Housing and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1776) recommending that S.C.R. No. 17 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 17, entitled: “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE EDUCATIONAL IMPLICATIONS OF THE SPECIAL NEEDS OF PRESCHOOL AGE CHILDREN WITH DEVELOPMENTAL DISABILITIES,” was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on

Health, presented a joint report (Stand. Com. Rep. No. 1777) recommending that S.C.R. No. 33 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 33, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RE-EVALUATE THE MEDICARE FORMULA FOR COMPUTING PAYMENTS TO DOCTORS OR TAKE OTHER MEASURES TO AVERT FUTURE REDUCTIONS IN PAYMENTS FOR SERVICES," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1778) recommending that S.R. No. 15 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 15, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO RE-EVALUATE THE MEDICARE FORMULA FOR COMPUTING PAYMENTS TO DOCTORS OR TAKE OTHER MEASURES TO AVERT FUTURE REDUCTIONS IN PAYMENTS FOR SERVICES," was adopted.

Senators Chun Oakland and English, for the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1779) recommending that S.C.R. No. 91, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT," was adopted.

Senators Chun Oakland and English, for the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1780) recommending that S.R. No. 55, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 55, S.D. 1, entitled: "SENATE RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT," was adopted.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1781) recommending that S.C.R. No. 122, as amended in S.D. 1, be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1781 and S.C.R. No. 122, S.D. 1, be adopted, seconded by Senator Whalen

Senator Slom rose against the measures and said:

"Madam President, sadly, I'm going to be voting against Stand. Com. Rep. No. 1781 and 1782.

"Many years ago the Human Services Chair instructed me and educated me on supporting breastfeeding, and I do. But I only support local breastfeeding. I don't support a breastfeeding bill of rights in the New York State Legislature

because they're so cockeyed in New York I don't know what they're going to do. So I continue my strong support of local breastfeeding, but not in New York."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 122, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE," was adopted with Senator Slom voting "No."

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1782) recommending that S.R. No. 78, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 78, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE," was adopted with Senator Slom voting "No."

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1783) recommending that S.C.R. No. 196, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 196, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO STUDY THE DEVELOPMENT OF ADULT RESIDENTIAL CARE HOMES IN RESIDENTIAL NEIGHBORHOODS IN MANOA," was adopted.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1784) recommending that S.R. No. 125, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 125, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO STUDY THE DEVELOPMENT OF ADULT RESIDENTIAL CARE HOMES IN RESIDENTIAL NEIGHBORHOODS IN MANOA," was adopted.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1785) recommending that S.C.R. No. 220, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 220, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STATEWIDE NEEDS ASSESSMENT OF NON-CITIZEN VICTIMS OF HUMAN TRAFFICKING," was adopted.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com.

Rep. No. 1786) recommending that S.R. No. 144, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 144, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STATEWIDE NEEDS ASSESSMENT OF NON-CITIZEN VICTIMS OF HUMAN TRAFFICKING," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1787) recommending that S.C.R. No. 136, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO APPOINT AN INTERIM DIRECTOR FOR THE EXECUTIVE OFFICE ON AGING UNTIL A PERMANENT DIRECTOR IS APPOINTED," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1788) recommending that S.C.R. No. 198 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 198, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HEALTHCARE ASSOCIATION OF HAWAII TO EXAMINE THE PROBLEM OF PATIENTS IN ACUTE CARE HOSPITALS WAITLISTED FOR LONG TERM CARE AND TO PROPOSE SOLUTIONS," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1789) recommending that S.R. No. 127 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 127, entitled: "SENATE RESOLUTION REQUESTING THE HEALTHCARE ASSOCIATION OF HAWAII TO EXAMINE THE PROBLEM OF PATIENTS IN ACUTE CARE HOSPITALS WAITLISTED FOR LONG TERM CARE AND TO PROPOSE SOLUTIONS," was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1790) recommending that S.C.R. No. 213 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 213, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII," was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1791) recommending that S.R. No. 137 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 137, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND

CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1792) recommending that S.C.R. No. 218, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 218, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ATTORNEY GENERAL TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL, EDUCATIONAL, HOUSING, AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1793) recommending that S.R. No. 142, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 142, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ATTORNEY GENERAL TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL, EDUCATIONAL, HOUSING, AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1794) recommending that S.C.R. No. 219 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 219, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY WAIVER," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1795) recommending that S.R. No. 143 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 143, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY WAIVER," was adopted.

Senators Chun Oakland and Espero, for the Committee on Human Services and Public Housing and the Committee on Public Safety, presented a joint report (Stand. Com. Rep. No. 1796) recommending that S.C.R. No. 19, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 19, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF

PUBLIC SAFETY TO ADOPT POLICIES TO PREVENT THE TRANSFER OF INCARCERATED PARENTS OF MINOR CHILDREN TO CORRECTIONAL FACILITIES ON THE MAINLAND," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1797) recommending that S.C.R. No. 153 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 153, entitled: "SENATE 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 THE IMPACTS THAT A LARGE INCREASE IN EMPLOYEES MAY HAVE ON THE SPARSELY POPULATED NORTH SHORE OF OAHU," was adopted.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1798) recommending that S.R. No. 106 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 106, entitled: "SENATE 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 THE IMPACTS THAT A LARGE INCREASE IN EMPLOYEES MAY HAVE ON THE SPARSELY POPULATED NORTH SHORE OF OAHU," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1799) recommending that S.C.R. No. 160, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 160, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE REGULATION OF ENTITIES GOVERNED BY CHAPTER 514A OR 514B, HAWAII REVISED STATUTES, AND THE ENFORCEMENT OF POLICIES RELATING TO CONDOMINIUMS IN THE STATE THROUGH THE CREATION OF A CONDOMINIUM COMMISSION," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1800) recommending that S.C.R. No. 75, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE ANALYSIS OF THE REGULATION OF DESTINATION CLUBS AND THOSE WHO MARKET THEM," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1801) recommending that S.C.R. No. 144, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R.

No. 144, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT TO THE LEGISLATURE REGARDING WHAT IMPACT A CASH AND COUNSELING PROGRAM WOULD HAVE ON MEDICAID AND ADULT SERVICES PROGRAMS," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1802) recommending that S.R. No. 98, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO REPORT TO THE LEGISLATURE REGARDING WHAT IMPACT A CASH AND COUNSELING PROGRAM WOULD HAVE ON MEDICAID AND ADULT SERVICES PROGRAMS," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1803) recommending that S.C.R. No. 147, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 147, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO REPORT ON PROJECT SPENDING," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1804) recommending that S.R. No. 100, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 100, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO REPORT ON PROJECT SPENDING," was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1805) recommending that S.C.R. No. 48, S.D. 1, be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1805 and S.C.R. No. 48, S.D. 1, be adopted, seconded by Senator Whalen.

Senator Bunda rose in support of the measure with reservations and said:

"Madam President, on Stand. Com. Rep. No. 1805, S.C.R. No. 48, S.D. 1, I rise in support with reservations.

"First of all, Madam President, I'd like to thank the Human Services Chair for giving this resolution a real fair hearing. But what appears before us today is a resolution that simply asks the Hawaii Disabilities Rights Center to outline their authority on facilities serving individuals with disabilities. The original resolution asked for an independent audit of their activities. This committee report basically, Madam President, asks the Hawaii Disabilities Rights Center to report on themselves. This can hardly be considered independent or objective.

"In other words, Madam President, this reso has no teeth and will not accomplish the objectives of the original resolution. I hope as this matter moves forward, that this concern can be addressed to benefit all parties.

“Thank you.”

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

“Madam President, I’m speaking in favor of S.C.R. No. 48.

“Just for the information of the Senator from Wahiawa, what you see before you now is actually a work product of both the Helemano Plantation as well as the Hawaii Disabilities Rights Center. They actually helped me together to work on this measure.

“Thank you very much.”

The motion was put by the chair and carried, the report of the Committee was adopted and S.C.R. No. 48, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII DISABILITY RIGHTS CENTER TO PROVIDE AN ANALYSIS OF THE LAWS GOVERNING ITS ACCESS TO PATIENT RECORDS AND ITS POLICIES AND PROCEDURES FOR CONDUCTING INVESTIGATIONS,” was adopted with Senator Bunda voting “Aye, with Reservations.”

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1806) recommending that S.C.R. No. 71 be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1806 and S.C.R. No. 71 be adopted, seconded by Senator Whalen.

Senator Slom rose in opposition as follows:

“Madam President, on Stand. Com. Rep. No. 1806, which is S.C.R. No. 71, the so-called universal children’s savings accounts, if we didn’t tax the parents so much, we would have more savings accounts for our keiki here in Hawaii.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 71, entitled: “SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR THE CREATION OF UNIVERSAL CHILDREN’S SAVINGS ACCOUNTS,” was adopted with Senator Slom voting “No.”

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1807) recommending that S.C.R. No. 9 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 9, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO ASSESS THE FAMILY COURT’S HANDLING OF DOMESTIC VIOLENCE MATTERS IN THE FIRST CIRCUIT FAMILY COURT,” was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1808) recommending that S.C.R. No. 11, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 11, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY CUSTODY EVALUATOR TRAINING MODELS APPLIED BY OTHER JURISDICTIONS,” was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1809) recommending that S.C.R. No. 12, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 12, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY JOINT OR SHARED PHYSICAL AND LEGAL CUSTODY PRESUMPTIONS IN FAMILY LAW AS ENACTED AND APPLIED BY OTHER JURISDICTIONS,” was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1810) recommending that S.C.R. No. 209 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 209, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LG1 INTELLIGENT MEDICAL VIGILANCE SYSTEM,” was adopted.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1811) recommending that S.C.R. No. 178 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 178, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE IMPACT OF VOLUNTARY EMPLOYEES’ BENEFICIARY ASSOCIATION TRUSTS ON PUBLIC EMPLOYEES AND EMPLOYERS AND TO PROVIDE A BASIS FOR THE LEGISLATURE TO DECIDE WHETHER TO EXTEND ACT 245, SESSION LAWS OF HAWAII 2005,” was adopted with Senator Slom voting “No.”

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1812) recommending that S.C.R. No. 98, S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 98, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PERFORMANCE AUDIT OF THE TRAFFIC SAFETY FUNCTION OF THE DEPARTMENT OF TRANSPORTATION,” was adopted.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1813) recommending that S.C.R. No. 176 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the majority of the Committee was adopted and S.C.R. No. 176, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF AGRICULTURE’S OPERATION OF THE MOLOKAI IRRIGATION SYSTEM,” was adopted.

Senators Menor and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1814) recommending that S.C.R. No. 164 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 164, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM CONDUCT A STUDY TO CREATE A ONE-STOP PERMIT SHOP FOR RENEWABLE ENERGY PROJECTS," was adopted.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1815) recommending that S.C.R. No. 101 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS," was adopted.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1816) recommending that S.R. No. 61 be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 61, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS," was adopted.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1817) recommending that S.C.R. No. 114, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 114, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO COMPILE A REPORT ON GENETICALLY MODIFIED FOOD CROPS," was adopted.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1818) recommending that S.C.R. No. 118, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 118, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND STATE OF HAWAII DEPARTMENT OF HEALTH TO PURSUE A GLOBAL SETTLEMENT OF OUTSTANDING WASTEWATER ISSUES WITH THE CITY AND COUNTY OF HONOLULU, AND URGING THE ENVIRONMENTAL PROTECTION AGENCY TO RENEW THE 301(H) WAIVERS FOR THE HONOULIULI AND SAND ISLAND WASTEWATER TREATMENT PLANTS," was adopted.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1819)

recommending that S.R. No. 74, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 74, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND STATE OF HAWAII DEPARTMENT OF HEALTH TO PURSUE A GLOBAL SETTLEMENT OF OUTSTANDING WASTEWATER ISSUES WITH THE CITY AND COUNTY OF HONOLULU, AND URGING THE ENVIRONMENTAL PROTECTION AGENCY TO RENEW THE 301(H) WAIVERS FOR THE HONOULIULI AND SAND ISLAND WASTEWATER TREATMENT PLANTS," was adopted.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1730 (Gov. Msg. Nos. 608 and 609):

Senator English moved that Stand. Com. Rep. No. 1730 be received and placed on file, seconded by Senator Espero and carried.

Senator English then moved that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

KRISTI SCHULENBERG, term to expire June 30, 2011 (Gov. Msg. No. 608); and

MARK JOSEPH SCRIBNER, term to expire June 30, 2011 (Gov. Msg. No. 609),

seconded by Senator Espero.

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

Ayes, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

Stand. Com. Rep. No. 1731 (Gov. Msg. No. 657):

Senator English moved that Stand. Com. Rep. No. 1731 be received and placed on file, seconded by Senator Espero and carried.

Senator English then moved that the Senate advise and consent to the nomination of THANH-LO SANANIKONE to the Hawai'i Sister State Committee, term to expire June 30, 2008, seconded by Senator Espero.

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

Ayes, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

Stand. Com. Rep. No. 1732 (Gov. Msg. No. 292):

Senator Kokubun moved that Stand. Com. Rep. No. 1732 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 LAURIE KWAI-HOON HO to the Board of Agriculture, 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, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

Stand. Com. Rep. No. 1733 (Gov. Msg. Nos. 289, 290, 291 and 459):

Senator Kokubun moved that Stand. Com. Rep. No. 1733 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Board of Directors of the Agribusiness Development Corporation of the following:

DUANE C.K. LAU, term to expire June 30, 2010 (Gov. Msg. No. 289);

TEENA M. RASMUSSEN, term to expire June 30, 2011 (Gov. Msg. No. 290);

DAVID G. RIETOW, term to expire June 30, 2010 (Gov. Msg. No. 291); and

CHRISTINE MARIE DALEIDEN, term to expire June 30, 2011 (Gov. Msg. No. 459),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

Stand. Com. Rep. No. 1734 (Gov. Msg. Nos. 442, 443, 444, 468 and 469):

Senator Kokubun moved that Stand. Com. Rep. No. 1734 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Advisory Committee on Pesticides of the following:

JANET CLAIRE ASHMAN, term to expire June 30, 2011 (Gov. Msg. No. 442);

BARBARA ANN BROOKS PHD, term to expire June 30, 2011 (Gov. Msg. No. 443);

CYNTHIA K. L. REZENTES, term to expire June 30, 2011 (Gov. Msg. No. 444);

QING X. LI, term to expire June 30, 2011 (Gov. Msg. No. 468); and

REBECCA CAROL TAYLOR, term to expire June 30, 2011 (Gov. Msg. No. 469),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 12, 2007

Stand. Com. Rep. No. 1703 (H.C.R. No. 55):

At 12:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:24 o'clock p.m.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 1704 (S.C.R. No. 139):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 1705 (S.R. No. 93):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 93, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 1706 (S.C.R. No. 173):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 173, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 1707 (S.R. No. 113):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 113, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 1708 (S.C.R. No. 37):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1709 (S.R. No. 17):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 17, entitled: "SENATE RESOLUTION URGING THE

DEPARTMENT OF EDUCATION AND DEPARTMENT OF HEALTH TO COLLABORATE WITH THE ORGAN DONOR CENTER OF HAWAII TO INCREASE AWARENESS OF THE BENEFITS OF ORGAN DONATION IN THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1710 (S.C.R. No. 55, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 55, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS," was adopted.

Stand. Com. Rep. No. 1711 (S.R. No. 31, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 31, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW THE USE OF THE PREDICTIVE ASSESSMENT OF READING PROGRAM TO TEACH READING TO STUDENTS," was adopted.

Stand. Com. Rep. No. 1712 (S.C.R. No. 154, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 154, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A NORTH SHORE KAMEHAMEHA HIGHWAY TRAFFIC CONGESTION TASK FORCE TO CONDUCT AN ASSESSMENT OF TRAFFIC IMPACTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER DEVELOPMENTS IN THE REGION AND TO RECOMMEND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was adopted.

Stand. Com. Rep. No. 1713 (S.R. No. 107, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 107, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A NORTH SHORE KAMEHAMEHA HIGHWAY TRAFFIC CONGESTION TASK FORCE TO CONDUCT AN ASSESSMENT OF TRAFFIC IMPACTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER DEVELOPMENTS IN THE REGION AND TO RECOMMEND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was adopted.

Stand. Com. Rep. No. 1714 (S.C.R. No. 150, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS," was adopted.

Stand. Com. Rep. No. 1715 (S.R. No. 103, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 103, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH UNIFORM

RULES AND PERMITTING PROCEDURES FOR PUBLIC BEACH WEDDINGS," was adopted.

Stand. Com. Rep. No. 1716 (S.C.R. No. 116, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 116, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES," was adopted.

Stand. Com. Rep. No. 1717 (S.R. No. 72, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 72, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONTINUE AND EXPAND ITS EFFORTS TO RESPONSIBLY IDENTIFY PLACES THAT CAN SUSTAIN THE IMPACT OF OFF-ROAD VEHICLE OPERATION AND TO EVALUATE THE POSSIBILITY OF EXTENDING THE DAYS AND HOURS OF OPERATION OF EXISTING SITES THAT PERMIT OPERATION OF OFF-ROAD VEHICLES," was adopted.

Stand. Com. Rep. No. 1718 (S.C.R. No. 207):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 207, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF ACQUIRING PROPERTY NEAR THE ISAAC HALE BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII," was adopted.

Stand. Com. Rep. No. 1719 (S.R. No. 133):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 133, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSESS THE FEASIBILITY OF ACQUIRING PROPERTY NEAR THE ISAAC HALE BEACH PARK AND POHOIKI BOAT RAMP IN PUNA, HAWAII," was adopted.

Stand. Com. Rep. No. 1720 (S.C.R. No. 197):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 197, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS," was adopted.

Stand. Com. Rep. No. 1721 (S.R. No. 126):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 126, entitled: "SENATE RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE

SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS," was adopted.

Stand. Com. Rep. No. 1722 (S.C.R. No. 217):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII," was adopted.

Stand. Com. Rep. No. 1723 (S.R. No. 141):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 141, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO INCREASE THE MEDICARE REIMBURSEMENT RATES FOR HAWAII," was adopted.

Stand. Com. Rep. No. 1724 (S.C.R. No. 214, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 214, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO REVIEW POLICIES FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION ON ADULTS AND CHILDREN IN INSTITUTIONAL AND NONINSTITUTIONAL SETTINGS," was adopted.

Stand. Com. Rep. No. 1725 (S.R. No. 138, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 138, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO CONVENE A TASK FORCE TO REVIEW POLICIES FOR STATE FUNDED PROGRAMS AND SERVICES ON THE USE OF RESTRAINTS AND SECLUSION ON ADULTS AND CHILDREN IN INSTITUTIONAL AND NONINSTITUTIONAL SETTINGS," was adopted.

Stand. Com. Rep. No. 1726 (S.C.R. No. 61, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONSIDERING THE EXPANSION OF CURRENTLY EXISTING OR THE ESTABLISHMENT OF NEW FORENSIC FACILITIES," was adopted.

Stand. Com. Rep. No. 1727 (S.R. No. 37, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION CONSIDERING THE EXPANSION OF CURRENTLY EXISTING OR THE ESTABLISHMENT OF NEW FORENSIC FACILITIES," was adopted.

Stand. Com. Rep. No. 1728 (S.C.R. No. 93, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and

S.C.R. No. 93, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 1729 (S.R. No. 57, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 57, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A SPECIAL MENTAL HEALTH TASK FORCE TO STUDY WHETHER HAWAII SHOULD PROVIDE A CONTINUUM OF MENTAL HEALTH CARE FOR INCARCERATED PERSONS," was adopted with Senators Hemmings and Slom voting "No."

FINAL READING

S.B. No. 1441, S.D. 1, H.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1441, S.D. 1, and S.B. No. 1441, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF CHILD PLACING ORGANIZATIONS, CHILD CARING INSTITUTIONS, FOSTER BOARDING HOMES, AND ADOPTIVE HOMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Inouye, Taniguchi).

S.B. No. 1642, S.D. 1, H.D. 1:

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. 1642, S.D. 1, and S.B. No. 1642, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 2 (Inouye, Taniguchi).

APPOINTMENT OF CONFEREES

S.B. No. 11, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 11, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Inouye, Fukunaga, Baker, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 12, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 12, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 139, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 139, S.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Ige, chair; Fukunaga, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 170, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 170, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 603, S.D. 2 (H.D. 2):

The President appointed Senator Chun Oakland as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 603, S.D. 2.

S.B. No. 667, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 667, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 679, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 679, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Inouye, Baker, co-chairs; Kim, Tsutsui, Trimble as managers on the part of the Senate at such conference.

S.B. No. 686, S.D. 1 (H.D. 1):

The President appointed Senator Tokuda as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 686, S.D. 1.

S.B. No. 810, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 810, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 973, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 973, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 1008, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1008, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1115, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1115, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 1133, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1133, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Espero as managers on the part of the Senate at such conference.

S.B. No. 1282, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1282, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1283, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1283, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Sakamoto, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 1425, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1425, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Sakamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1457, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1457, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1603, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1603, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Inouye, Hee, co-chairs; Hooser, Slom as managers on the part of the Senate at such conference.

S.B. No. 1636, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1636, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hee, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1665 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1665, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1676, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1676, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 1804, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1804, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 19, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 19, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 30, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 30, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; English, co-chair; Fukunaga, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 55, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 55, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 71, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 71, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 104, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 104, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker,

co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 122, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 122, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Fukunaga, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 154, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 154, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 155, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 155, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Inouye, Baker, co-chairs; Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 162, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 162, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, Kokubun, co-chairs; Chun Oakland, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 211, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 211, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 212, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 212, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 277, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 277, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; English, Tsutsui, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 310, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 310, H.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

H.B. No. 317, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 317, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 325, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 325, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Tsutsui, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 357, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 357, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Inouye, Baker, co-chairs; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 375, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 375, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 379, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 379, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 451, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 451, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 497, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 497, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 500, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 500, H.D. 1,

and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, English, Fukunaga, Hooser, Kim, Menor, Tokuda, Tsutsui, Hemmings, Whalen as managers on the part of the Senate at such conference.

H.B. No. 531, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 531, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Baker, co-chairs; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 600, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 600, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 751, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 751, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 760, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 760, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Chun Oakland, Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 777, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 777, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 807, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 825, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 825, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 833, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hee, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 843, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 855, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 855, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 859, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 859, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 895, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 895, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; English, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 962 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 962, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 964, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 964, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hee, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1008, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1008, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Baker, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1034 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1034, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

H.B. No. 1044, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1044, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1063 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1063, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Tsutsui, co-chair; Chun Oakland, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1083, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1083, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

H.B. No. 1130, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1130, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1133, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1133, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1149, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1149, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1155, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1155, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun,

Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1171, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1171, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1210, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1210, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1211, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1211, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1212, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1212, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1231, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1231, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1246, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1246, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1256, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1256, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Inouye, Hee, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1260, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1260, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hee, co-chair;

Whalen as managers on the part of the Senate at such conference.

H.B. No. 1268, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1268, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Ige, Tsutsui, co-chairs; Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1291, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1291, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1292, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1292, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1356, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1356, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Sakamoto, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1359, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1359, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, Baker, co-chairs; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1370, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1370, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 1379, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1379, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Hooser, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1406, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1406, H.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1435, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1435, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1479, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1479, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1493, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1493, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1500, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1500, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1503, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1503, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1567 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1567, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1568 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1568, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1569 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1569, and the

request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1570 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1570, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1572 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1572, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1605, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1605, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1614, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1614, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1631, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1631, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Slom as managers on the part of the Senate at such conference.

H.B. No. 1670, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1670, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Sakamoto, Baker, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1719, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1719, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Nishihara, Baker, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1721, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1721, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hee, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1746 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1746, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Kokubun, Tsutsui, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1764, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1764, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1818, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1818, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1830, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1830, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hee, co-chair; Hemmings as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:26 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 9:00 o'clock a.m., Monday, April 16, 2007.

FORTY-NINTH DAY

Monday, April 16, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 9:07 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Dale Burke, Chaplain, Hawai'i Pacific University, after which the Roll was called showing all Senators present with the exception of Senators Ihara, Sakamoto and Whalen who were excused.

The President announced that she had read and approved the Journal of the Forty-Eighth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 743 to 747) were read by the Clerk and were placed on file:

Gov. Msg. No. 743, informing the Senate that on April 13, 2007, she signed into law House Bill No. 1756 as Act 15, entitled: "RELATING TO COUNTY CONCESSIONS."

Gov. Msg. No. 744, dated April 13, 2007, transmitting her statement of objections to Senate Bill No. 776 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 13, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 776

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 776, entitled 'A Bill for an Act Relating to Fire Protection.'

The purpose of this bill is to clarify that the State, and not the individual county fire departments, is responsible for the fire inspection of State-owned airport facilities required by law.

A substantially identical bill, House Bill No. 1138, was also passed by the Legislature. Because I approved House Bill No. 1138, as Act 10 of 2007, which accomplished the same purpose as this bill, there is no necessity to also approve this bill.

For the foregoing reason, I am returning Senate Bill No. 776 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 745, dated April 13, 2007, transmitting her statement of objections to Senate Bill No. 1513 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 13, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1513

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1513, entitled 'A Bill for an Act Relating to Motor Vehicles.'

The purpose of this bill is to conform State motor vehicle equipment specifications to the federal and automobile manufacturers' specifications by: (1) changing the minimum headlamp height requirement from twenty-four inches to twenty-two inches above the road surface and (2) deleting the requirement that a license plate be attached no lower than twelve inches above ground.

An identical bill, H.B. No. 1427, was also passed by the Legislature. Because I approved House Bill No. 1427, as Act 7 on April 9, 2007, which accomplished the purpose of this bill, there is no necessity to also approve this measure.

For the foregoing reason, I am returning Senate Bill No. 1513 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 746, dated April 13, 2007, transmitting her statement of objections to House Bill No. 853 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 13, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 853

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 853, entitled 'A Bill for an Act Relating to Public Work Projects.'

This bill is objectionable because it would require the State to cite a contractor for each individual construction project for which work is performed, no matter how minor the infraction and whether the violation was committed knowingly or not. If violations were discovered in one investigation involving multiple construction projects, the contractor would receive multiple citations.

Upon the receipt of a third violation, a contractor would be precluded from performing any new public work construction for a three-year period. Considering the complexity of the law and the difficulties it poses for a contractor to successfully navigate, this result is too harsh. This rigid violation structure fails to take into account the severity of the violations found and the willfulness of the contractor in committing the violation.

The mandatory, progressive penalty structure in current law allows firms to correct errors as soon as they are identified and ensures that the Department of Labor and Industrial Relations is able to work with affected contractors to provide fair wages pursuant to the wage schedules, benefit formula, and applicable overtime rules in place.

The changing of the manner of issuing violations from one based on investigations to one based on projects will likely result in potential litigation. Further, the number of firms bidding on and accepting State and county projects is likely to diminish if the rigid penalty structure imposed by this bill is enacted.

Diminishing the number of firms that can bid on State and county projects, and passing measures that further discourage qualified firms from bidding, will inevitably result in higher costs for public works projects. This will adversely impact the State's ability to fund and execute construction and repair of schools, highways, parks, harbors, and the entire spectrum of public facilities operated by the State of Hawaii. It will also negatively impact the ability of the counties to repair and rebuild our sewer systems, upgrade wastewater treatment plants, and expand police and fire facilities and similar local government structures.

The prevailing wage should be paid when applicable and no contractor should be allowed to ignore the law. However, this bill is unreasonable in imposing a rigid approach that fails to take into account the severity of violations found and the willfulness of the contractor in committing the violation.

For the foregoing reasons, I am returning House Bill No. 853 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 747, informing the Senate that on April 13, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1081 as Act 16, entitled: "RELATING TO PUBLIC WORKS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1081

On April 13, 2007, House Bill No. 1081, entitled 'Relating to Public Works' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill allows a joint labor-management committee established under the federal Labor Management Cooperation Act of 1978 to file a lawsuit against an employer who fails to pay the prevailing wage required by chapter 104, Hawaii Revised Statutes. This is Hawaii's law on Wages and Hours of

Employees on Public Works. It covers laborers and mechanics working on a governmental construction project.

The Department of Labor and Industrial Relations currently conducts both complaint-generated and random routine investigations of public works projects for compliance with chapter 104. In addition, the Department's improved educational and outreach programs have decreased the number of violations. Thus, there is no demonstrable need for the enforcement of chapter 104 by labor-management committees. Lawsuits against certain contractors may delay existing public works projects and deter contractors from bidding on such projects, increasing potential costs to governmental contracting agencies and the taxpayers of the State.

Joint labor-management committees were created under federal Labor Management Cooperation Act of 1978 to negotiate and resolve disputes between labor and management. This is a legitimate and important role for them to play. It is not wise to turn these committees into enforcement vehicles. This turns over to an outside party functions handled by the State under chapter 104, Hawaii Revised Statutes, and may adversely impact the Department of Labor and Industrial Relations' ability to control proper enforcement of State statutes.

For the foregoing reasons, I allowed House Bill No. 1081 to become law as Act 16 effective April 13, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 692 to 783) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 692, transmitting H.C.R. No. 28, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 693, transmitting H.C.R. No. 46, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGISTRATION OF PROVIDERS OF DEBT-MANAGEMENT SERVICES," was deferred.

Hse. Com. No. 694, transmitting H.C.R. No. 48, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 48, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO CONDUCT A STUDY

ON PROVIDING CHILD CARE SERVICES TO CHILDREN OF STATE EMPLOYEES," was deferred.

Hse. Com. No. 695, transmitting H.C.R. No. 51, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 51, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY AND ITS TENANTS' ASSOCIATIONS," was deferred.

Hse. Com. No. 696, transmitting H.C.R. No. 53, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE COUNTIES TO FORM PARTNERSHIPS WITH THE STATE AND PRIVATE SECTOR TO COVER HEALTHCARE INFRASTRUCTURE AND OVERHEAD COSTS FOR PRIMARY CARE AND SPECIALTY PHYSICIANS PRACTICING MEDICINE IN HAWAII'S RURAL AREAS," was deferred.

Hse. Com. No. 697, transmitting H.C.R. No. 54, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH AN INTERIM TASK FORCE TO REVIEW THE STATE MAXIMUM ALLOWABLE COST PROGRAM'S REIMBURSEMENT POLICY AND ITS IMPACT ON SMALL, INDEPENDENT, COMMUNITY PHARMACIES," was deferred.

Hse. Com. No. 698, transmitting H.C.R. No. 63, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 63, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF THE ATTORNEY GENERAL TO DETERMINE OWNERSHIP OF THE RIGHTS-OF-WAY IN CERTAIN LANES IN URBAN OAHU," was deferred.

Hse. Com. No. 699, transmitting H.C.R. No. 69, H.D. 2, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 700, transmitting H.C.R. No. 77, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 77, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON PREDATORY MORTGAGE LENDING IN HAWAII," was deferred.

Hse. Com. No. 701, transmitting H.C.R. No. 89, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE THE EFFECTIVE PLANNING, DEVELOPMENT, AND IMPLEMENTATION OF A CAMPUS-WIDE MASTER PLAN FOR LONG-TERM HEALTH CARE SERVICES," was deferred.

Hse. Com. No. 702, transmitting H.C.R. No. 107, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 107, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL, PROGRAM, AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," was deferred.

Hse. Com. No. 703, transmitting H.C.R. No. 108, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO PERFORM A SUNRISE REVIEW TO DETERMINE WHETHER HOME INSPECTORS SHOULD BE LICENSED BY THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," was deferred.

Hse. Com. No. 704, transmitting H.C.R. No. 109, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO PROVIDE AN ECONOMIC ANALYSIS OF THE IMPACT OF CHANGES TO HAWAII'S KONA COFFEE MINIMUM CONTENT LAWS, AND REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO STUDY WAYS TO IMPROVE ENFORCEMENT OF THOSE LAWS," was deferred.

Hse. Com. No. 705, transmitting H.C.R. No. 110, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 110, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ADOPT ADMINISTRATIVE RULES TO ESTABLISH UNIFORM INSPECTION, CERTIFICATION, AND AUDIT REQUIREMENTS FOR ALL COFFEE GROWN IN HAWAII," was deferred.

Hse. Com. No. 706, transmitting H.C.R. No. 111, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 111, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY LABELING REQUIREMENTS RELATING TO THE USE OF HAWAII-GROWN COFFEE NAMES," was deferred.

Hse. Com. No. 707, transmitting H.C.R. No. 112, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 112, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF FINANCIAL INSTITUTIONS OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO REVIEW CHAPTER 449, HAWAII REVISED STATUTES, RELATING TO ESCROW DEPOSITORIES," was deferred.

Hse. Com. No. 708, transmitting H.C.R. No. 115, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO SUPPORT PASSAGE OF THE NATIONAL GUARD EMPOWERMENT ACT OF 2007," was deferred.

Hse. Com. No. 709, transmitting H.C.R. No. 119, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 119, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES," was deferred.

Hse. Com. No. 710, transmitting H.C.R. No. 130, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 130, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT," was deferred.

Hse. Com. No. 711, transmitting H.C.R. No. 131, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 131, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR'S CONTINUED SUPPORT FOR THE ETHICAL RECRUITMENT OF NURSES," was deferred.

Hse. Com. No. 712, transmitting H.C.R. No. 134, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 134, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE EMPLOYEES' RETIREMENT SYSTEM TO INVEST IN HAWAII VENTURE CAPITAL," was deferred.

Hse. Com. No. 713, transmitting H.C.R. No. 137, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF STATE AND COUNTY INTERSECTIONS TO

DETERMINE WHETHER TRAFFIC SIGNALS PROVIDE SUFFICIENT TIME FOR ELDERLY PEDESTRIANS TO CROSS THE STREET," was deferred.

Hse. Com. No. 714, transmitting H.C.R. No. 158, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE SENSE OF THE LEGISLATURE THAT THE STATE SHOULD IMMEDIATELY COMMENCE EMINENT DOMAIN PROCEEDINGS FOR KUKUI GARDENS," was deferred.

Hse. Com. No. 715, transmitting H.C.R. No. 160, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PASS, AND THE PRESIDENT OF THE UNITED STATES TO SIGN, THE CAMERON GULBRANSEN KIDS AND CAR SAFETY ACT," was deferred.

Hse. Com. No. 716, transmitting H.C.R. No. 163, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF CONSTRUCTING A DIRECT ACCESS ON-RAMP FROM THE KANEOHE-BOUND LANES OF THE LIKELIKE HIGHWAY ONTO THE WINDWARD-BOUND LANES OF THE INTERSTATE H-3 FREEWAY TO KAILUA IN ORDER TO FACILITATE TRAVEL AND REDUCE TRAFFIC CONGESTION IN KANEOHE TOWN," was deferred.

Hse. Com. No. 717, transmitting H.C.R. No. 166, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DESIGN A LONG-TERM COMPREHENSIVE FINANCIAL PLAN AND CONDUCT A POLICY REVIEW," was deferred.

Hse. Com. No. 718, transmitting H.C.R. No. 171, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY TO ESTABLISH A ONE-TO-ONE COMPUTER ACCESS PROGRAM WITHIN THE STATE PUBLIC SCHOOL SYSTEM," was deferred.

Hse. Com. No. 719, transmitting H.C.R. No. 173, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE UNITED STATES NATIONAL HEALTH INSURANCE ACT," was deferred.

Hse. Com. No. 720, transmitting H.C.R. No. 174, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS," was deferred.

Hse. Com. No. 721, transmitting H.C.R. No. 176, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S LAW ENFORCEMENT AGENCIES TO USE THE 'A CHILD IS MISSING' ALERT PROGRAM IN LOCATING MISSING PERSONS," was deferred.

Hse. Com. No. 722, transmitting H.C.R. No. 180, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 180, entitled: "HOUSE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES POSTAL SERVICE TO COMMEMORATE THE HONORABLE SERVICE OF THE F-14 TOMCAT IN DEFENDING FREEDOM," was deferred.

Hse. Com. No. 723, transmitting H.C.R. No. 189, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 189, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF EDUCATION TO PROVIDE ADDITIONAL OUTREACH SERVICES TO HOMELESS INFANTS, CHILDREN, AND YOUTH IN HAWAII," was deferred.

Hse. Com. No. 724, transmitting H.C.R. No. 193, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH THE OFFICE OF LANGUAGE ACCESS," was deferred.

Hse. Com. No. 725, transmitting H.C.R. No. 196, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO REPORT ON THE STATUS OF WAIMEA VALLEY," was deferred.

Hse. Com. No. 726, transmitting H.C.R. No. 202, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND

CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII," was deferred.

Hse. Com. No. 727, transmitting H.C.R. No. 204, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO FACILITATE PROVISION OF SOCIAL SERVICES TO NON-CITIZEN VICTIMS OF HUMAN TRAFFICKING," was deferred.

Hse. Com. No. 728, transmitting H.C.R. No. 215, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 215, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SPARK M. MATSUNAGA INSTITUTE FOR PEACE, LOCATED WITHIN THE CENTER FOR POLICY STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA, TO CONVENE A WORKING GROUP TO EXPLORE THE POSSIBILITY OF DESIGNATING HAWAII AS THE 'GENEVA OF THE PACIFIC,'" was deferred.

Hse. Com. No. 729, transmitting H.C.R. No. 219, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED UNITS AT KALIHI VALLEY HOMES FROM THE LIST OF STRUCTURES SCHEDULED FOR DEMOLITION AND TO WORK WITH THE HAWAII PUBLIC HOUSING AUTHORITY TO RENOVATE THE BUILDINGS INSTEAD," was deferred.

Hse. Com. No. 730, transmitting H.C.R. No. 222, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO ASSESS AND RECOMMEND CHANGES IN THE ADMINISTRATION OF STATE WORKFORCE DEVELOPMENT PROGRAMS," was deferred.

Hse. Com. No. 731, transmitting H.C.R. No. 229, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 229, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESSIONAL DELEGATION OF THE STATE OF HAWAII TO TAKE ACTION TO OBTAIN ASSISTANCE FROM THE UNITED STATES DEPARTMENT OF DEFENSE TO CONDUCT A REVIEW OF THE STORAGE, USE, AND DISPOSAL OF DEPLETED URANIUM MUNITIONS IN HAWAII," was deferred.

Hse. Com. No. 732, transmitting H.C.R. No. 233, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 233, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REVIEW THE EFFECTIVENESS OF THE DEPARTMENT'S BOATING SPEED LIMIT GUIDELINE IN DESIGNATED HUMPBACK WHALE AREAS," was deferred.

Hse. Com. No. 733, transmitting H.C.R. No. 243, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF IMPLEMENTING A MULTIMEDIA ACCELERATED LEARNING TECHNOLOGY PILOT PROGRAM IN PUBLIC SCHOOLS," was deferred.

Hse. Com. No. 734, transmitting H.C.R. No. 244, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 244, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING SEPTEMBER 28 AS CONFUCIUS DAY IN HAWAII," was deferred.

Hse. Com. No. 735, transmitting H.C.R. No. 249, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES AND THE CITY AND COUNTY OF HONOLULU TO CONSIDER BUILDING A BIKEWAY CORRIDOR ALONGSIDE THE FIXED GUIDEWAY SYSTEM AND UNDERNEATH THE ELEVATED SECTIONS," was deferred.

Hse. Com. No. 736, transmitting H.C.R. No. 252, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES STUDY AND EVALUATE ALTERNATIVES IN UPGRADING THE STATE'S PAYROLL AND PERSONNEL SYSTEMS," was deferred.

Hse. Com. No. 737, transmitting H.C.R. No. 263, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 263, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ESTABLISH A TASK FORCE TO STUDY THE FEASIBILITY OF A NATIVE HAWAIIAN HEALING PROGRAM ON THE ISLAND OF KAHŌ'OLAWĒ FOR NATIVE HAWAIIANS AND OTHER PERSONS INCARCERATED IN CORRECTIONAL FACILITIES," was deferred.

Hse. Com. No. 738, transmitting H.C.R. No. 278, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 278, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE COUNTY OF MAUI TO INVENTORY ITS ROADS IN LIMBO," was deferred.

Hse. Com. No. 739, transmitting H.C.R. No. 279, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 279, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO IMMEDIATELY REMOVE THE DERELICT SAILBOAT 'DOLPHIN' FROM THE REEF IN THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY AREA FACING FRONT STREET, LAHAINA, MAUI," was deferred.

Hse. Com. No. 740, transmitting H.C.R. No. 281, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 281, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF TAXATION TO SUBMIT PROPOSED LEGISLATION TO ASSIST THE DEVELOPMENT AND TESTING OF A RAPID ELECTROCHEMICAL DETECTION PRODUCT WITH TAX INCENTIVES TO PRIVATE COMPANIES FOR RELATED WORK," was deferred.

Hse. Com. No. 741, transmitting H.C.R. No. 282, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 282, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO SEEK AMENDMENTS TO THE MEDICARE PAYMENT SYSTEM TO INCREASE REIMBURSEMENTS TO HAWAII'S HOSPITALS," was deferred.

Hse. Com. No. 742, transmitting H.C.R. No. 287, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 287, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO REPORT ON ITS EXPERIENCE WITH AND TO EVALUATE THE CURRENT SYSTEM FOR CONDOMINIUM DISPUTE RESOLUTION," was deferred.

Hse. Com. No. 743, transmitting H.C.R. No. 288, H.D. 2, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 288, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE HAWAII TOURISM AUTHORITY TO CONDUCT ACTIVITIES TO INCREASE THE NUMBER OF VISITORS FROM TAIWAN," was deferred.

Hse. Com. No. 744, transmitting H.C.R. No. 308, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 308, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE ISSUANCE OF VISAS FOR FAMILY REUNIFICATION OF IMMIGRANT RELATIVES BE EXPEDITED," was deferred.

Hse. Com. No. 745, transmitting H.C.R. No. 315, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 315, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was deferred.

Hse. Com. No. 746, transmitting H.C.R. No. 317, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 317, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO IMPLEMENT A TRANSPORTATION PERFORMANCE PROGRAM," was deferred.

Hse. Com. No. 747, transmitting H.C.R. No. 325, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 325, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE HAWAII TOURISM AUTHORITY TO INCREASE THEIR MARKETING EFFORTS IN THE NICHE MARKET OF HERITAGE TOURISM," was deferred.

Hse. Com. No. 748, transmitting H.C.R. No. 329, H.D. 1, which was adopted by the House of Representatives on April 12, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 329, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO OPEN AND RECONFIGURE THE EASTBOUND SHOULDER LANES FROM MAKAKILO DRIVE TO THE WAIPAHAU OFF-RAMP ON THE H-1 FREEWAY DURING THE MORNING RUSH HOURS TO HELP ALLEVIATE TRAFFIC CONGESTION," was deferred.

Hse. Com. No. 749, transmitting H.C.R. No. 43, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FISCAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S SPECIAL EDUCATION PROGRAM," was deferred.

Hse. Com. No. 750, transmitting H.C.R. No. 81, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 751, transmitting H.C.R. No. 103, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 103, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE MAYOR WRIGHT HOMES TENANT ASSOCIATION," was deferred.

Hse. Com. No. 752, transmitting H.C.R. No. 132, H.D. 2, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 132, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO CONDUCT A FEASIBILITY STUDY ON THE ESTABLISHMENT AND OPERATION OF A CAPITOL GIFT SHOP IN THE STATE CAPITOL BUILDING," was deferred.

Hse. Com. No. 753, transmitting H.C.R. No. 154, H.D. 2, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 154, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DIVISION OF LAND MANAGEMENT TO ASSEMBLE VARIOUS STATE, COUNTY, AND COMMUNITY AGENCIES TO MEET AND DEVELOP A HANAPEPE SALT POND RESOURCE MANAGEMENT PLAN," was deferred.

Hse. Com. No. 754, transmitting H.C.R. No. 162, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on 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.

Hse. Com. No. 755, transmitting H.C.R. No. 183, H.D. 2, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 183, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO STUDY THE IMPLEMENTATION OF THE CASH AND COUNSELING PROGRAM IN OTHER STATES," was deferred.

Hse. Com. No. 756, transmitting H.C.R. No. 187, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 757, transmitting H.C.R. No. 188, H.D. 2, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 758, transmitting H.C.R. No. 194, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on 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 deferred.

Hse. Com. No. 759, transmitting H.C.R. No. 195, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 195, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON TRANSPORTATION AND INTERNATIONAL AFFAIRS AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON TRANSPORTATION TO CONVENE A JOINT HEARING WITH THE PARTICIPATION OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU TO CONSIDER THE LIKELY IMPACTS ON TRAFFIC BY THE PROPOSED TURTLE BAY RESORT EXPANSION AND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was deferred.

Hse. Com. No. 760, transmitting H.C.R. No. 199, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 199, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON EXISTING MARINE PROTECTED AREAS," was deferred.

Hse. Com. No. 761, transmitting H.C.R. No. 200, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 200, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO IMMEDIATELY CONVENE AN AIRCRAFT NOISE ABATEMENT ADVISORY COMMITTEE TO WORK WITH THE FEDERAL AVIATION ADMINISTRATION TO ESTABLISH EFFECTIVE NOISE ABATEMENT PROCEDURES AND TO ADOPT RULES AND REGULATIONS IN ORDER TO MITIGATE AIRCRAFT NOISE IMPACTS ON NOISE SENSITIVE AREAS," was deferred.

Hse. Com. No. 762, transmitting H.C.R. No. 201, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 201, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FEDERAL AVIATION ADMINISTRATION TO WORK WITH THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH NOISE SENSITIVE OPERATING PROCEDURES AND AIR TRAFFIC PATTERNS TO REDUCE AND CONTROL AIRCRAFT NOISE IMPACTS," was deferred.

Hse. Com. No. 763, transmitting H.C.R. No. 203, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO DEVELOP A SKIN CANCER EDUCATION AND PREVENTION PROGRAM AND COLLECT DATA ON THE INCIDENCE OF ALL FORMS OF SKIN CANCER AMONG RESIDENTS AND TO WORK WITH THE DEPARTMENT OF EDUCATION TO IMPLEMENT A CANCER AWARENESS PROGRAM IN ALL PUBLIC SCHOOLS," was deferred.

Hse. Com. No. 764, transmitting H.C.R. No. 205, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 205, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT TO THE LEGISLATURE ON THE COST OF ESTABLISHING A SUN PROTECTION PROGRAM FOR STUDENTS IN PUBLIC SCHOOLS," was deferred.

Hse. Com. No. 765, transmitting H.C.R. No. 213, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF DEFENSE TO ALLOW MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO ARE STILL RECOVERING FROM ILLNESSES OR INJURIES INCURRED IN THE LINE OF DUTY WHILE MOBILIZED FOR DEPLOYMENT TO IRAQ OR AFGHANISTAN, AND WHO HAVE EITHER BEEN DISCHARGED FOR MEDICAL REASONS OR RELEASED FROM ACTIVE DUTY TO THEIR RESERVE COMPONENT UNITS, TO CONTINUE TO HAVE ACCESS TO DEPARTMENT OF DEFENSE MEDICAL FACILITIES ON THE SAME BASIS AS ACTIVE DUTY SERVICE MEMBERS, OR TO RECEIVE TRICARE COVERAGE ON THE SAME BASIS AS RETIREES," was deferred.

Hse. Com. No. 766, transmitting H.C.R. No. 230, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 230, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSIDER IMPOSING AN ANNUAL PERIODIC CLOSURE PROHIBITING OR RESTRICTING BY BAG LIMIT THE NIGHT TIME COMMERCIAL HARVEST OF PARROT FISH," was deferred.

Hse. Com. No. 767, transmitting H.C.R. No. 240, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 240, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO RECOMMEND A PROCESS TO CREATE A CITIZEN ROAD WATCH PROGRAM," was deferred.

Hse. Com. No. 768, transmitting H.C.R. No. 242, H.D. 2, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 242, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A KAPAA QUARRY ROAD SAFETY TASK FORCE TO CONDUCT A STUDY TO DEVELOP AND RECOMMEND TRAFFIC SAFETY MEASURES FOR KAPAA QUARRY ROAD IN ORDER TO ALLEVIATE DANGEROUS ROAD CONDITIONS AND REDUCE HAZARDOUS DRIVING PRACTICES," was deferred.

Hse. Com. No. 769, transmitting H.C.R. No. 247, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL AND THE IDENTITY THEFT TASK FORCE TO IDENTIFY WAYS IN WHICH THE PROCESS OF NOTARIZING DOCUMENTS CAN BE IMPROVED TO REDUCE IDENTITY THEFT," was deferred.

Hse. Com. No. 770, transmitting H.C.R. No. 254, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 254, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A STATEWIDE GREENBELTS STRATEGY TO PROMOTE IDENTIFICATION OR DEVELOPMENT OF TRANSPORTATION MANAGEMENT SYSTEMS THAT ARE BASED ON THE REDUCTION OF AUTOMOBILE USE OR ALTERNATIVES TO THE AUTOMOBILE," was deferred.

Hse. Com. No. 771, transmitting H.C.R. No. 259, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 259, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSIST IN THE PERPETUATION OF AGRICULTURAL ACTIVITIES ON THE EWA PLAINS," was deferred.

Hse. Com. No. 772, transmitting H.C.R. No. 260, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 260, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was deferred.

Hse. Com. No. 773, transmitting H.C.R. No. 264, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 264, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE EFFECT OF THE PUBLIC PROCUREMENT PROCESS ON PUBLIC EDUCATION AND GOVERNMENT ACCESS TELEVISION STATIONS," was deferred.

Hse. Com. No. 774, transmitting H.C.R. No. 276, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 276, entitled: "HOUSE CONCURRENT RESOLUTION OPPOSING THE ENACTMENT BY THE CALIFORNIA STATE LEGISLATURE OF A BILL PROPOSING TO IMPOSE A FEE ON THE PROCESSING OF SHIPPING CONTAINERS IN THE STATE OF CALIFORNIA BECAUSE OF THE NEGATIVE IMPACT OF THE FEE ON THE PEOPLE AND THE ECONOMY OF THE STATE OF HAWAII," was deferred.

Hse. Com. No. 775, transmitting H.C.R. No. 283, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 283, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE, IN COOPERATION WITH THE DEPARTMENT OF HEALTH, TO BEGIN NECESSARY PREPARATIONS TO ESTABLISH A MOBILE EMERGENCY HOSPITAL UNIT IN HAWAII," was deferred.

Hse. Com. No. 776, transmitting H.C.R. No. 284, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 284, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR THE USE OF AN ADVANCED VITAL SIGN MONITORING DEVICE," was deferred.

Hse. Com. No. 777, transmitting H.C.R. No. 290, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 290, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ENTER INTO A FREE TRADE AGREEMENT WITH TAIWAN," was deferred.

Hse. Com. No. 778, transmitting H.C.R. No. 312, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 312, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE LEGISLATURE ON THE FINANCIAL REQUIREMENTS OF TRANSPORTING, HOUSING, AND ANY OTHER COSTS ASSOCIATED WITH THE OPERATIONS AND ADMINISTRATION OF SENDING

HAWAII INMATES TO OUT-OF-STATE CORRECTIONAL FACILITIES," was deferred.

Hse. Com. No. 779, transmitting H.C.R. No. 326, H.D. 1, which was adopted by the House of Representatives on April 13, 2007, was placed on file.

By unanimous consent, action on H.C.R. No. 326, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CONVENING A JOINT TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS CONCERNING THE STRUCTURE AND OPERATIONS OF THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred.

Hse. Com. No. 780, informing the Senate that the amendments proposed by the Senate to H.B. No. 10 were agreed to by the House and H.B. No. 10, S.D. 1, passed Final Reading in the House of Representatives on April 13, 2007, was placed on file.

Hse. Com. No. 781, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills:

H.B. No. 389, H.D. 1 (S.D. 1);
H.B. No. 854, H.D. 1 (S.D. 1);
H.B. No. 861, H.D. 1 (S.D. 1);
H.B. No. 910, H.D. 1 (S.D. 1);
H.B. No. 1018, H.D. 2 (S.D. 2);
H.B. No. 1103 (S.D. 1);
H.B. No. 1248, H.D. 1 (S.D. 1);
H.B. No. 1328, H.D. 2 (S.D. 2);
H.B. No. 1336 (S.D. 1);
H.B. No. 1513, H.D. 1 (S.D. 1); and
H.B. No. 1750, H.D. 2 (S.D. 1),

was placed on file.

Hse. Com. No. 782, informing the Senate that the Speaker on April 13, 2007, appointed Representatives M. Oshiro, chair; Nakasone, Meyer as managers on the part of the House for the consideration of amendments proposed by the House to S.B. No. 149, S.D. 1 (H.D. 1), was placed on file.

Hse. Com. No. 783, informing the Senate that the Speaker on April 13, 2007, appointed Representatives M. Oshiro, chair; Belatti, Brower, Carroll, Chong, Hanohano, Har, Lee, Magaoay, Manahan, Mizuno, Nakasone, Rhoads, Sagum, Tokioka, Awana, Meyer, Ward as managers on the part of the House for the consideration of amendments proposed by the Senate to H.B. No. 500, H.D. 1 (S.D. 1), was placed on file.

JUDICIARY COMMUNICATION

Jud. Com. No. 3, submitting for consideration and consent, the nomination of LLOYD VAN DE CAR to the Office of Judge, District Court of the Third Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary and Labor.

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 798, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 798, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Fukunaga,

Tsutsui, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 871, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 871, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Ige, Tsutsui, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 987, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 987, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, Inouye, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 990, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 990, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 992, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 992, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 994, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 994, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1004, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1004, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1011, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1011, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Ihara, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1017 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1017, and the request for a conference on the subject matter thereof, the

President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 1026, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1026, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, co-chair; Hooser, Gabbard as managers on the part of the Senate at such conference.

S.B. No. 1066, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Tsutsui, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1222, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1222, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Baker, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1229, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1229, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, Tsutsui, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 1352, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1352, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Tsutsui, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 1402, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1402, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1410, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1410, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Ihara, Slom as managers on the part of the Senate at such conference.

S.B. No. 1412, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1412, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, Tsutsui,

co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 1612, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1612, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1654, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1654, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 1674, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1674, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1675, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1675, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hee, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1704, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1704, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 1718 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1718, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Tsutsui, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1792, S.D. 3 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1792, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1803, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1803, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, co-

chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 1943, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1943, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; English, Kokubun, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1947, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1947, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

S.B. No. 1988, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1988, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 34 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 34, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, Baker, co-chairs; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 90, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 90, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 116, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 116, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Fukunaga, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 150, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 150, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, Kokubun, Baker, co-chairs; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 226, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 226, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, co-chair;

Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 249, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 249, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tokuda, Tsutsui, co-chairs; Kim, Trimble as managers on the part of the Senate at such conference.

H.B. No. 250, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 250, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, Baker, co-chairs; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 257, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 257, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hee, Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 260 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 260, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 275, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 275, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 334, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 334, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Tsutsui, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 356, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 356, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 367, H.D. 1 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 367, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Sakamoto,

Taniguchi, Baker, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 399, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 399, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 400, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 400, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 402, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 402, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 436, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 436, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, Tsutsui, co-chairs; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 469, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 469, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, Hee, co-chairs; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 483, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 483, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 487, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 487, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 506, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 506, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga,

Baker, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 507, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 507, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 639, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 639, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 652, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 652, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Hee, Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 667, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 667, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 676, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 676, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 718 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 718, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 776 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 776, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 791, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 791, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-

chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 835, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 835, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 870, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 870, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Tsutsui, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 899, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 899, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, Baker, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 902, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 902, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Fukunaga, Baker, co-chairs; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 928, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 928, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hooser, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 936, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 936, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1001, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1001, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Inouye, Baker, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1003, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1003, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Sakamoto,

Baker, co-chairs; Fukunaga, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1004, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1004, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1114, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1114, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Slom as managers on the part of the Senate at such conference.

H.B. No. 1152, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1152, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1171, H.D. 1 (S.D. 1):

The President appointed Senator Hee as chair and discharged Senator Baker as chair and appointed her as a co-chair 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. 1171, H.D. 1.

H.B. No. 1200, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1200, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1201, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1201, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; English, Hee, Slom as managers on the part of the Senate at such conference.

H.B. No. 1220, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1220, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1221, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1221, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-

chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1264 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1264, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1270, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1270, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1277, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1277, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Fukunaga, Baker, co-chairs; Kim, Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1283, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1283, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, Baker, co-chairs; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 1306, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1306, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1322 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1322, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1323 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1323, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1337, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1337, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 1339, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1339, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 1345, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1345, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Baker, co-chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1352, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1352, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tsutsui, co-chair; Kim, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1399 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1399, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Hee, co-chair; Nishihara, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1403, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1403, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Nishihara, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1440, H.D. 3 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1440, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Hee, Baker, co-chairs; Sakamoto, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1516, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1516, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Tsutsui, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1518, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1518, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Hee, co-chair; Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 1608 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1608, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1612 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1612, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1628, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1628, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1630, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1630, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 1639, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1639, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Fukunaga, Baker, co-chairs; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1641, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1641, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1646, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1646, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1659, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1659, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tsutsui, co-chair; Kim, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1757, H.D. 1 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1757, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hee, co-chair; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1787, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1787, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Tsutsui, co-chair; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1833, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1833, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 1836, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1836, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1848, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1848, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 1866, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1866, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1899, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1899, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Baker, Kokubun, co-chairs; Hee, Slom as managers on the part of the Senate at such conference.

H.B. No. 1909, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1909, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1950, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1950, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kokubun, Taniguchi, co-chairs; Tokuda, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

At 9:13 o'clock a.m., on motion by Senator Hooser, seconded by Senator Gabbard and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with Senate Concurrent Resolution No. 123, to award the Hawaii Medal of Honor to the United States military service members with Hawaii connections killed in action.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, was called to order at 10:11 o'clock a.m. by the Honorable Colleen Hanabusa, President of the Senate.

The President then stated:

"This is indeed a momentous occasion. We honor members of the Armed Forces of the United States, with ties to Hawai'i, who fought and died bravely, in a combat zone designated by presidential order.

"On behalf of the House Speaker and all of the members of the Hawai'i State Legislature, I convey our deepest condolences to our very special guests – the family, friends and colleagues of loved ones who have lost their lives overseas in the Middle East. Our prayers are with you, and we are honored by your presence."

At this time, the members of the Twenty-Fourth Legislature and special guests rose for the Posting of the Colors by the Joint Service Color Guard and the Hawaii Air National Guard, Royal Guard.

The members of the Legislature and guests remained standing for the singing of the National Anthem and "Hawai'i Pono'i" by the Reverend and Mrs. Randall Hongo, and Mr. Andrew Hongo.

The Divine Blessing was then invoked by Mr. Ray Ganotise.

At this time, the President thanked the Joint Service Color Guard, Royal Guard, the Reverend and Mrs. Randall Hongo, Mr. Andrew Hongo, and Mr. Ray Ganotise for their participation in today's ceremony.

The President then addressed the members of the Legislature and guests as follows:

"Courage . . . that rare and indefinable character that propels a few among us to do what is difficult and dangerous, to take on challenges that so many among us find beyond our grasp.

"Duty . . . the drive to serve country, community, and family that will carry a daughter from Washington, a son from Delaware, or a husband from Hilo across the world to stand for their nation in a time of war.

"Honor . . . the result when that uncommon valor and unshakable duty combine in action that awes us, inspires us,

humbles us, and shows us the heights to which human endeavor can aspire.

"Today, we gather in Joint Session to honor those who have made a sacrifice for which we cannot ask, and we shall not forget. We honor the family, friends and colleagues who have also sacrificed . . . who have themselves paid a price . . . and who helped make today's honorees the brave, strong individuals that we called on and counted on to serve our nation.

"We offer this honor as a small token that can never in itself repay the honor that has been given us. An honor borne of courage, driven by duty, and paid for in loss – the highest price ever.

"The roll of heroes that we call today is more than a list of names. It is an acknowledgement of community.

"The Hawai'i Medal of Honor is reserved for those who have touched our islands, and have felt the touch of our people. And in offering it to those gathered here, in memory of those who have fallen, we recognize that they are a part of us. For each and every one of you, your tears are our tears. Your loss, our loss. Your pride, our pride. Wherever each of these medals finds its final home, a piece of our hearts goes with it. You will always be a part of our ohana, our family, because you have brought us honor, and allowed us to share these lives.

"These medals symbolize our aloha – our farewell to those we have lost – but also our love for those who have lived among us, touched us, and sacrificed for us, and our enduring welcome for all represented here today – the fallen and their families – who will be counted among us forever.

"Mahalo."

At this time, the President welcomed and introduced the following distinguished guests to the members of the Twenty-Fourth Legislature:

Major General Robert G.F. Lee, representing Governor Linda Lingle and the Hawai'i National Guard;

Lieutenant General Dan Leaf, U.S. Pacific Command;

Lieutenant General John M. Brown, III, U.S. Army and the U.S. Army Pacific;

Lieutenant General John Goodman, U.S. Marine Corps and Marine Forces Pacific, and Mrs. Gayle Goodman;

Rear Admiral Townsend G. Alexander, U.S. Navy and Navy Region Hawaii;

Brigadier General Alexander Kozlov, U.S. Army Reserves;

Captain Charles Ray, U.S. Coast Guard and the Fourteenth Coast Guard District;

Colonel Jeffrey Stephenson, U.S. Air Force and the Pacific Air Force;

Ms. Jennifer Sabas, representing the Honorable Daniel K. Inouye, United States Senate;

Mr. Kekoa Kaluhiwa, representing the Honorable Daniel K. Akaka, United States Senate; and

Mr. Carl Takamura, representing the Honorable Mazie Hirono, United States House of Representatives.

The President then said:

“Let us again acknowledge these fine military and congressional leaders and all other military personnel here today.”

At this time, the President presented Major General Robert Lee to the members of the Twenty-Fourth Legislature and special guests.

General Lee addressed the Joint Session and guests as follows:

“Good morning and aloha.

“I want to thank everyone for coming to this Medal of Honor ceremony today. Your presence here is strong testimony to the support Hawai‘i has for our military personnel, our veterans, and their families.

“We are once again involved in hostilities in foreign lands. Our Armed Forces are once again fighting and dying for the ideals that our nation holds so dear. America’s sons and daughters bravely go into harm’s way to protect us and to defend our way of life.

“Losing a loved one is never easy. It is difficult to say goodbye to a parent or grandparent who has lived a long and fruitful life. But it is so much more difficult to witness the passing of a loved one who was in the prime of life and whose full potential did not yet have an opportunity to blossom. Such is the case of our heroes from the Armed Forces who we lost too soon. We will lament the missed birthdays, anniversaries, holidays, and really thousands of other daily events that could have been. We will continue to mourn this premature passing of our brothers and sisters in arms.

The State Medal of Honor is Hawai‘i’s way in which we can remember that ultimate sacrifice, to show our appreciation to the families, and to assure them that they will always be part of the State’s ohana or family.

“A circle of kalo, or taro leaves, is part of the Hawai‘i Medal of Honor. The word ohana was derived from kalo. And the circle is emblematic of the embrace of the people of Hawai‘i. Whether a fallen soldier, marine, or sailor grew up in Hawai‘i or were members of units based in Hawai‘i, he is still embraced as part of our ohana.

“The star in the coat of arms of the medal represents the 50th State star on the American flag and also represents the person who is being honored. But the star also evokes a symbol of America’s past. During World Wars I and II, families that had a member serving in the Armed Forces would display a blue star on a banner or flag in front of their home. If a service member from that family was killed in action, a gold star was often displayed in a window facing the street to let the neighborhood know that the life of a hero who had grown up there had been taken.

“Today this Medal is a token of our gratitude from the State of Hawai‘i, proclaiming to all that this is a family of a fallen hero. There is no greater sacrifice a family can make than the loss of a soldier, sailor, marine or airman while in service to our nation. And there is no greater honor which we, the people of Hawai‘i, can bestow upon them to symbolize that sacrifice.

“There’s an attachment device, in the middle of the red and yellow ribbon, which is a rendering of the ancient puela or flag, and this was raised at sea above the sail of their canoes. All who saw the puela from afar knew that a person of the highest

rank or honor was coming. Today this service ribbon and its puela will remind us that these families are of the highest rank and honor.

“We appreciate even more President Abraham Lincoln’s humble wisdom at Gettysburg: ‘When brave men die, it is their deeds and not our words that are remembered. It is their sacrifice and not our brief recollection that offers everlasting testimony to their love for others and their love for us.’

“So to the families of our fallen heroes, I humbly ask that you accept this Hawai‘i Medal of Honor on behalf of the people of Hawai‘i who are today and forever shall be your devoted ohana. May God bless all of you, and may God continue to bless the United States of America.”

The President then said:

“Thank you, General Lee, for your leadership.

“Madam Clerk, please begin the announcement of the Hawai‘i Medal of Honor recipients.”

At this time, the Senate Clerk proceeded to read the names of the following individuals who were represented by family members, friends and colleagues to receive their medals and certificates:

First Lieutenant Dustin M. Shumney;
Lance Corporal Richard A. Perez, Jr.;
Lance Corporal Kristen K. Figueroa Marino;
Lance Corporal Nicholas R. Anderson;
Corporal Andres Aguilar, Jr.;
Sergeant Steve M. Sakoda;
Lance Corporal Adam C. Conboy;
Lance Corporal Hatak Yuka Keyu M. Yearby;
Sergeant David R. Christoff, Jr.;
Lance Corporal William J. Leusink;
Corporal Michael A. Estrella;
Corporal Jeremy R. Shank;
Lance Corporal Ryan A. Miller;
Private First Class Kenneth E. Kincaid IV;
Private First Class Christopher T. Riviere;
Staff Sergeant Daniel Isshak;
Lance Corporal Derek W. Jones;
Lance Corporal Jeremy S. Sandvick Monroe;
Captain Shane T. Adcock;
Private First Class Kenny F. Stanton, Jr.;
First Lieutenant Joshua L. Booth;
Private Edwardo J. Lopez;
Lance Corporal Daniel B. Chaires;
Lance Corporal Donald S. Brown;
Lance Corporal Timothy W. Brown;
Lance Corporal Mario D. Gonzalez;
Lance Corporal Michael D. Scholl;
Lance Corporal James R. Davenport;
Private First Class Heath D. Warner;
Lance Corporal Joshua C. Alonzo;
Corporal Jeremy D. West;
Sergeant Keith E. Fiscus;
Lieutenant Colonel Joseph T. McCloud;
Corporal Joshua C. Sticklen;
Major Megan Malia-Leilani McClung;
Private First Class Travis C. Krege;
Corporal Jason I. Huffman;
Corporal Yari Mokri;
Sergeant Joshua B. Madden;
Lance Corporal Stephen L. Morris;
Corporal Toby R. Olsen;
Hospitalman Matthew G. Conte; and
Lance Corporal Anthony L. Aguirre.

At this time, President Hanabusa stated:

“Members of the Senate and members of the House, please applaud the recipients’ family members, friends and colleagues who have joined us in this Chamber today.”

The Medal recipients’ family members, friends and colleagues received a standing ovation.

The President continued:

“Members of the Senate and members of the House, please afford the Speaker and myself this bit of indulgence.

“Many of you are not at the vantage point that we are in looking up at the gallery, and we see many people in uniform – predominantly from the Marines and the Army – and I’ve learned from General Lee that they have just returned from Iraq. As you know, many of the names that were read today were from the Marines and the Army, as well as other members of the military. Will you please join us in applauding those who are here today to honor their fallen fellow servicemen.”

The members of the military who were seated in the gallery also received a standing ovation and a resounding round of applause.

At this time, the President said:

“Madam Clerk, please begin the announcement of the names of the other recipients of the Hawaii Medal of Honor whose families could not be present for today’s ceremony.”

The House Clerk proceeded to read the names of the following individuals whose families were not able to attend today’s ceremony:

Private First Class Joseph I. Love;
Staff Sergeant Jason C. Ramseyer;
Corporal Eric R. Lueken;
Staff Sergeant Metodio A. Bandonill;
Staff Sergeant Edward G. Davis III;
Corporal Brandon M. Hardy;
Sergeant Lea R. Mills;
Lance Corporal Jose S. MarinDominguez, Jr.;
Staff Sergeant Jeffrey S. Loa;
Sergeant First Class Michael T. Fuga;
Corporal Yull Estrada Rodriguez;
Sergeant Velton Locklear III;
Lance Corporal James Chamroeun;
Corporal Michael K. Oremus;
First Lieutenant Joshua Deese;
Sergeant Jonathan E. Lootens;
Staff Sergeant Richwell A. Doria;
Sergeant Jesse J.J. Castro;
Lance Corporal Matthew W. Clark;
Staff Sergeant Henry K. Kahalewai, Jr.;
Gunnery Sergeant Terry J. Elliott;
Corporal Kenneth T. Butler;
Corporal David C. Armstrong; and
Lance Corporal Daniel T. Morris.

At this time, Speaker Say made the following announcement:

“Members of the House and Senate, and special guests, please rise and turn your attention to the rotunda level for the 21-gun Salute and the playing of Taps. Following this will be a moment of silence. Members of the United States Air Force, please proceed.”

A 21-gun Salute and Taps were then carried out by the U.S. Air Force.

The Speaker then gave his closing remarks.

“We have all just participated in a most somber and touching ceremony. We – family and friends, colleagues and strangers – all mourn together. And we all have an abundance of thoughts and emotions to contemplate and put to rest.

“We should not, however, consider this day as a completely somber occasion. There are some very positive lessons to be derived from this ceremony.

“First, we have honored 67 young men and women for the ultimate sacrifice one can give to his or her country. The Medals awarded today will help us here – and this generation – to remember these courageous individuals. More importantly, by placing these names in the permanent record of Hawai‘i’s legislative history, we are assured that these warriors will be remembered in perpetuity, by generations to follow.

“Second, this ceremony has brought us together. Family members and friends of the fallen have come from locations across the state, and across the nation, to participate in this ceremony, and commemorate the memory of their loved ones and comrades in arms. We, the participants from Hawai‘i, welcome the opportunity to make new friends – to reminisce with our honored families and to listen to their stories – and to share our aloha.

“Third, this ceremony reminds us of the importance of dignity and tradition, and the strength and resolve of America’s armed forces. Without the protection of our uniformed men and women, we civilians would probably not be able to reap the benefits of a free and democratic society. The military is the unseen force that protects us from threats near and far, and allows us to exercise our democratic rights of speech, liberty and peace. As civilians, we should show our appreciation to our military personnel more often.

“And finally, this ceremony reminds us that we must be deserving of the sacrifices of these brave men and women honored today. For them, we must live our lives honorably. For them, we must be unselfish, and willing to serve and share with others. And for them, we must work towards progress for the betterment of society and mankind – not for personal award or acclaim. In sum, we must live in a manner that proves that we are worthy of their sacrifice.

“To all of you, aloha and mahalo.

“Members of the House and Senate, and special guests, please stand for the retiring of the colors.

“Joint Service Color Guard and Royal Guard, please retire the colors.”

At this time, the members of the Twenty-Fourth Legislature and special guests rose for the Retiring of the Colors by the Joint Service Color Guard and the Hawaii Air National Guard, Royal Guard.

“There being no further business, I declare this Joint Session adjourned.”

At 11:10 o’clock a.m., Speaker Say declared the Joint Session adjourned.

ADJOURNMENT

At 11:10 o'clock a.m., the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 17, 2007.

FIFTIETH DAY

Tuesday, April 17, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Paul Whalen, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Menor and Sakamoto who were excused.

The President announced that she had read and approved the Journal of the Forty-Ninth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 748 to 758) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 748, dated March 23, 2007, transmitting the Department of Labor and Industrial Relations' Workforce Development Council's Report, "Hawaii's Workforce Development for 2007," pursuant to Chapter 202, HRS, was placed on file.

Gov. Msg. No. 749, dated April 10, 2007, transmitting the Department of Public Safety's Annual Report on the Criminal Offender Treatment Act, pursuant to Section 353G-13, HRS, was placed on file.

Gov. Msg. No. 750, dated April 11, 2007, transmitting the Department of Defense's Major Disaster Fund Expenditure Report, pursuant to Act 178, Section 67, SLH 2005, was placed on file.

Gov. Msg. No. 751, dated April 12, 2007, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 160, Section 8.(18), Section 168.2 and Section 8.(19), Section 168.3, SLH 2006, was placed on file.

Gov. Msg. No. 752, informing the Senate that on April 16, 2007, she signed into law House Bill No. 1377 as Act 17, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," was placed on file.

Gov. Msg. No. 753, informing the Senate that on April 16, 2007, she signed into law Senate Bill No. 1006 as Act 18, entitled: "RELATING TO MORTGAGE BROKERS AND SOLICITORS," was placed on file.

Gov. Msg. No. 754, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of CAROL R. IGNACIO, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 755, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of CAROL R. IGNACIO, term to expire June 30, 2011, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 756, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of TRAVIS O.

THOMPSON, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 757, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (PHA), the nomination of MATTIE A. YOSHIOKA, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 758, dated April 16, 2007, transmitting her statement of objections to House Bill No. 1672 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 16, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1672

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1672, entitled 'A Bill for an Act Relating to Legislative Service Agencies.'

This bill increases the maximum salary of the Deputy Auditor, the First Assistant to the Ombudsman, and the First Assistant to the Director of the Legislative Reference Bureau (LRB) from 87% to 92% of the pay of the Directors of these three organizations.

This will raise the maximum salary of the Deputy Auditor, the First Assistant to the Ombudsman, and the First Assistant to the Director of the Legislative Reference Bureau from \$90,514 to \$97,631 on July 1, 2007. This is the second significant pay increase for legislative attached agency personnel in two years.

This bill is objectionable because it increases the inequity in compensation levels for these three legislative agencies as compared to other positions in State government.

Under this bill, the Legislative Branch second-in-command positions will be allowed to earn more than the Directors of the Department of Hawaiian Home Lands (DHHL), the Department of Public Safety (PSD), the Department of Human Resources Development (DHRD), and the Chairperson of the Department of Agriculture (DOA). These Directors are responsible for millions of dollars of public funds; hundreds and, in some cases, thousands of employees spread across the State; the stewardship for hundreds of thousands of acres of land held in trust for the native Hawaiian people; the survival of our agricultural sector; and the management of our prison system, which includes multiple facilities on four islands. Yet they are compensated less than a First Assistant in the Ombudsman's Office that supervises eight investigators, a First Assistant in the Legislative Reference Bureau that supervises nine individuals, and the Deputy Auditor responsible for fifteen personnel.

If the 2007 recommendations of the Commission on Salaries are adopted, this bill will raise the maximum salary of the Deputy Auditor, the First Assistant to the Ombudsman, and the First Assistant to the Director of the Legislative Reference Bureau (LRB) from \$90,514 to \$100,508 on July 1, 2007. The four Directors listed above would earn several thousand dollars less.

It should also be pointed out that a number of key positions in the Executive Branch with significant managerial and public policy responsibilities have not had compensation adjustments

that allow the Administration to attract and retain personnel. These include, but are not limited to, the Public Utilities Commissioners (\$77,390), Executive Director of the Hawaii Public Housing Authority (\$79,590), Executive Director of the Hawaii Housing Finance and Development Corporation (\$79,590), and the Vice Director of the Civil Defense (\$81,463). A full list of these positions is attached to this Statement of Objections.

These positions have significant responsibilities, such as managing almost 6,000 public housing units, coordinating statewide responses to natural disasters, and setting tariffs and rate in complex utility cases.

This Administration introduced bills this year, House Bill No. 1367 and Senate Bill No. 1453, to de-link the salary levels for Executive Branch senior staff members who were adversely affected by Act 226 SLH 2005. Despite the inequity that existed prior to this legislative session due to Acts 226 and Acts 225 of 2005, the Legislature failed to pass the Administration's proposal that would have brought parity in pay for Executive Branch employees and recognized the importance of treating all State employees fairly and equitably.

For the foregoing reasons, I am returning House Bill No. 1672 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawai'i,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 784 to 788) were read by the Clerk and were placed on file:

Hse. Com. No. 784, transmitting H.B. No. 581, H.D. 1, that the Senate, on April 12, 2007, requested be returned pursuant to the reconsideration of its action taken on April 10, 2007.

Hse. Com. No. 785, informing the Senate that the Speaker on April 16, 2007, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 11, S.D. 3 (H.D. 2):

Representatives Green, M. Oshiro, co-chairs; Mizuno, Wakai.

S.B. No. 12, S.D. 2 (H.D. 2):

Representatives Green, Herkes, M. Oshiro, co-chairs; Sonson, Marumoto.

S.B. No. 17, S.D. 2 (H.D. 2):

Representatives Yamashita, Waters, Magaoay, co-chairs; Marumoto.

S.B. No. 46, S.D. 1 (H.D. 1):

Representatives Chang, Sonson, co-chairs; Ching.

S.B. No. 55, S.D. 1 (H.D. 2):

Representatives Green, Herkes, co-chairs; McKelvey, Awana.

S.B. No. 56, S.D. 1 (H.D. 1):

Representatives Waters, chair; B. Oshiro, Marumoto.

S.B. No. 58, S.D. 2 (H.D. 1):

Representatives Green, Herkes, Waters, co-chairs; McKelvey, Mizuno, Awana.

S.B. No. 96, S.D. 3 (H.D. 2):

Representatives Takumi, Nakasone, Waters, Lee, co-chairs; Marumoto.

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

Representatives Takumi, Green, Sonson, Lee, co-chairs; Finnegan.

S.B. No. 138, S.D. 1 (H.D. 1):

Representatives Ito, Chong, co-chairs; Marumoto.

S.B. No. 139, S.D. 1 (H.D. 1):

Representatives Green, Mizuno, co-chairs; Meyer.

S.B. No. 148, S.D. 2 (H.D. 1):

Representatives M. Oshiro, chair; Lee, Meyer.

S.B. No. 156, S.D. 2 (H.D. 2):

Representatives Waters, Lee, co-chairs; Hanohano, Thielen.

S.B. No. 162, S.D. 1 (H.D. 2):

Representatives Ito, Chong, co-chairs; Sagum, Ching.

S.B. No. 170, S.D. 1 (H.D. 1):

Representatives Herkes, chair; McKelvey, Marumoto.

S.B. No. 188, S.D. 2 (H.D. 1):

Representatives Yamashita, Herkes, Waters, co-chairs; Wakai, Marumoto.

S.B. No. 228, S.D. 1 (H.D. 1):

Representatives Waters, chair; B. Oshiro, Pine.

S.B. No. 323, S.D. 2 (H.D. 2):

Representatives Yamashita, M. Oshiro, co-chairs; Wakai, Ward.

S.B. No. 600 (H.D. 2):

Representatives Shimabukuro, Herkes, Rhoads, co-chairs; Ward.

S.B. No. 603, S.D. 2 (H.D. 2):

Representatives Takumi, M. Oshiro, co-chairs; Lee, Finnegan.

S.B. No. 613, S.D. 2 (H.D. 2):

Representatives Takumi, Chang, M. Oshiro, co-chairs; Finnegan.

S.B. No. 618 (H.D. 1):

Representatives Takumi, Evans, co-chairs; Har, Finnegan.

S.B. No. 620, S.D. 1 (H.D. 1):	Representatives Tsuji, Chong, co-chairs; Brower, Yamane, Ching.
Representatives Takumi, Lee, co-chairs; Ward.	S.B. No. 840 (H.D. 1):
S.B. No. 662, S.D. 2 (H.D. 2):	Representatives Ito, Hanohano, co-chairs; Thielen.
Representatives Tsuji, Brower, co-chairs; Chong, Meyer.	S.B. No. 866, S.D. 1 (H.D. 1):
S.B. No. 667, S.D. 3 (H.D. 2):	Representatives Yamane, chair; Manahan, Ching.
Representatives Green, Herkes, co-chairs; McKelvey, Ward.	S.B. No. 870, S.D. 1 (H.D. 2):
S.B. No. 678, S.D. 1 (H.D. 1):	Representatives Ito, Chong, co-chairs; Carroll, Hanohano, Awana.
Representatives Yamane, Manahan, co-chairs; Ching.	S.B. No. 871, S.D. 2 (H.D. 2):
S.B. No. 679, S.D. 2 (H.D. 2):	Representatives Takumi, Carroll, Lee, co-chairs; Thielen.
Representatives Yamane, Evans, Herkes, Har, co-chairs; Marumoto.	S.B. No. 880, S.D. 2 (H.D. 2):
S.B. No. 686, S.D. 1 (H.D. 1):	Representatives Yamane, Manahan, co-chairs; Ching.
Representatives Takumi, Sonson, Lee, co-chairs; Ching.	S.B. No. 885, S.D. 2 (H.D. 3):
S.B. No. 688, S.D. 2 (H.D. 1):	Representatives Takumi, Tsuji, Yamashita, Brower, co-chairs; Ching.
Representatives Chang, Takumi, Lee, co-chairs; Finnegan.	S.B. No. 896, S.D. 1 (H.D. 2):
S.B. No. 707, S.D. 2 (H.D. 2):	Representatives Yamashita, Ito, M. Oshiro, co-chairs; Ward.
Representatives Yamashita, M. Oshiro, co-chairs; Chong, Tokioka, Marumoto.	S.B. No. 898, S.D. 1 (H.D. 2):
S.B. No. 709, S.D. 2 (H.D. 1):	Representatives Yamashita, M. Oshiro, co-chairs; Chong, Yamane, Ching.
Representatives Yamashita, Chong, co-chairs; Tokioka, Ward.	S.B. No. 907, S.D. 2 (H.D. 2):
S.B. No. 750, S.D. 3 (H.D. 2):	Representatives Yamashita, Sagum, co-chairs; Tokioka, Ward.
Representatives Yamane, Yamashita, M. Oshiro, co-chairs; Chong, Ching.	S.B. No. 914, S.D. 2 (H.D. 1):
S.B. No. 755, S.D. 1 (H.D. 1):	Representatives Evans, Har, co-chairs; Ching.
Representatives Waters, chair; B. Oshiro, Pine.	S.B. No. 917, S.D. 1 (H.D. 2):
S.B. No. 784, S.D. 1 (H.D. 2):	Representatives Evans, Har, co-chairs; Finnegan.
Representatives Souki, Waters, co-chairs; Nishimoto, Pine.	S.B. No. 920, S.D. 1 (H.D. 1):
S.B. No. 795, S.D. 2 (H.D. 1):	Representatives Herkes, chair; McKelvey, Marumoto.
Representatives Herkes, Sagum, co-chairs; Tokioka, Marumoto.	S.B. No. 921, S.D. 1 (H.D. 1):
S.B. No. 796, S.D. 2 (H.D. 2):	Representatives Herkes, chair; McKelvey, Marumoto.
Representatives Evans, Har, co-chairs; Pine.	S.B. No. 932, S.D. 2 (H.D. 2):
S.B. No. 798, S.D. 3 (H.D. 2):	Representatives Evans, Sonson, Har, co-chairs; Finnegan.
Representatives Evans, Har, co-chairs; Pine.	S.B. No. 946, S.D. 2 (H.D. 1):
S.B. No. 810, S.D. 2 (H.D. 1):	Representatives Souki, Waters, co-chairs; Nishimoto, Marumoto.
Representatives Green, M. Oshiro, co-chairs; Awana.	S.B. No. 973, S.D. 2 (H.D. 2):
S.B. No. 837, S.D. 2 (H.D. 2):	Representatives Green, Shimabukuro, Mizuno, co-chairs; Rhoads, Awana.

S.B. No. 987, S.D. 1 (H.D. 2):

Representatives Morita, Ito, co-chairs; Carroll, Chong, Thielen.

S.B. No. 990, S.D. 2 (H.D. 3):

Representatives Morita, Herkes, Carroll, co-chairs; McKelvey, Thielen.

S.B. No. 992, S.D. 1 (H.D. 2):

Representatives Morita, Yamashita, Carroll, co-chairs; Wakai, Thielen.

S.B. No. 994, S.D. 1 (H.D. 1):

Representatives Morita, Yamashita, Carroll, co-chairs; Thielen.

S.B. No. 1008, S.D. 1 (H.D. 2):

Representatives Herkes, Lee, co-chairs; Marumoto.

S.B. No. 1011, S.D. 1 (H.D. 1):

Representatives Herkes, chair; McKelvey, Marumoto.

S.B. No. 1017 (H.D. 1):

Representatives Shimabukuro, Rhoads, co-chairs; Awana.

S.B. No. 1026, S.D. 2 (H.D. 3):

Representatives Morita, Yamashita, Chong, co-chairs; Carroll, Yamane, Ching.

S.B. No. 1034, S.D. 2 (H.D. 1):

Representatives Yamashita, Souki, M. Oshiro, co-chairs; Pine.

S.B. No. 1047 (H.D. 2):

Representatives Souki, Waters, co-chairs; Nishimoto, Pine.

S.B. No. 1060, S.D. 1 (H.D. 2):

Representatives Sonson, Souki, Nakasone, co-chairs; Awana.

S.B. No. 1066, S.D. 2 (H.D. 2):

Representatives Tsuji, Morita, Souki, M. Oshiro, co-chairs; Brower, Ching.

S.B. No. 1068, S.D. 1 (H.D. 1):

Representatives Waters, M. Oshiro, co-chairs; Lee, B. Oshiro, Pine.

S.B. No. 1093, S.D. 2 (H.D. 1):

Representatives Ito, M. Oshiro, co-chairs; Carroll, Chong, Sagum, Thielen.

S.B. No. 1113, S.D. 1 (H.D. 2):

Representatives Waters, Lee, co-chairs; Pine.

S.B. No. 1115, S.D. 2 (H.D. 1):

Representatives Green, Shimabukuro, Lee, co-chairs; Awana.

S.B. No. 1133, S.D. 3 (H.D. 1):

Representatives Souki, Yamashita, McKelvey, M. Oshiro, co-chairs; Meyer.

S.B. No. 1154, S.D. 2 (H.D. 2):

Representatives Chang, Tokioka, co-chairs; Ching.

S.B. No. 1161, S.D. 1 (H.D. 1):

Representatives Shimabukuro, Waters, co-chairs; Awana.

S.B. No. 1170, S.D. 1 (H.D. 1):

Representatives Green, Shimabukuro, Mizuno, co-chairs; Ching.

S.B. No. 1174, S.D. 1 (H.D. 1):

Representatives Evans, Har, co-chairs; Finnegan.

S.B. No. 1177, S.D. 2 (H.D. 1):

Representatives Chang, Cabanilla, Lee, co-chairs; Ward.

S.B. No. 1182, S.D. 2 (H.D. 1):

Representatives Green, Shimabukuro, Mizuno, co-chairs; Rhoads, Awana.

S.B. No. 1184, S.D. 2 (H.D. 3):

Representatives Shimabukuro, Waters, Rhoads, co-chairs; Ward.

S.B. No. 1191, S.D. 2 (H.D. 2):

Representatives Souki, Lee, co-chairs; Nishimoto, Pine.

S.B. No. 1221, S.D. 2 (H.D. 2):

Representatives Tsuji, Yamashita, Chong, co-chairs; Brower, Ching.

S.B. No. 1222, S.D. 3 (H.D. 2):

Representatives Morita, M. Oshiro, co-chairs; Carroll, Chong, Thielen.

S.B. No. 1228, S.D. 1 (H.D. 1):

Representatives Yamane, Manahan, co-chairs; Ching.

S.B. No. 1229, S.D. 2 (H.D. 1):

Representatives Waters, chair; B. Oshiro, Pine.

S.B. No. 1236, S.D. 1 (H.D. 1):

Representatives Ito, Tsuji, co-chairs; Chong, Meyer.

S.B. No. 1282, S.D. 2 (H.D. 1):

Representatives Green, Lee, co-chairs; Mizuno, Ward.

S.B. No. 1284, S.D. 2 (H.D. 2):

Representatives Sonson, Nakasone, co-chairs; Meyer.

S.B. No. 1315, S.D. 2 (H.D. 1):

Representatives Yamashita, Sagum, co-chairs; Ward.

S.B. No. 1352, S.D. 2 (H.D. 2):

Representatives Shimabukuro, Rhoads, co-chairs; Awana.

S.B. No. 1365, S.D. 2 (H.D. 3):

Representatives Yamashita, Chang, Sonson, M. Oshiro, co-chairs; Ward.

S.B. No. 1372, S.D. 1 (H.D. 1):

Representatives M. Oshiro, chair; Lee, Meyer.

S.B. No. 1382, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1383, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1384, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1386, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1387, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1388, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1391, S.D. 1 (H.D. 1):

Representatives Sonson, M. Oshiro, co-chairs; Meyer.

S.B. No. 1400, S.D. 2 (H.D. 3):

Representatives Shimabukuro, Herkes, Waters, co-chairs; McKelvey, Marumoto.

S.B. No. 1402, S.D. 1 (H.D. 1):

Representatives Herkes, Lee, co-chairs; McKelvey, Marumoto.

S.B. No. 1410, S.D. 1 (H.D. 1):

Representatives Herkes, chair; McKelvey, Yamane, Marumoto.

S.B. No. 1412, S.D. 2 (H.D. 2):

Representatives Waters, Herkes, Nakasone, co-chairs; Yamane, Pine.

S.B. No. 1425, S.D. 2 (H.D. 1):

Representatives Evans, Herkes, co-chairs; Yamane, Awana.

S.B. No. 1447, S.D. 2 (H.D. 2):

Representatives Shimabukuro, Nakasone, co-chairs; Rhoads, Tokioka, Awana.

S.B. No. 1457, S.D. 2 (H.D. 2):

Representatives Green, Mizuno, co-chairs; Ward.

S.B. No. 1499, S.D. 2 (H.D. 1):

Representatives Waters, Chong, co-chairs; Pine.

S.B. No. 1500, S.D. 3 (H.D. 1):

Representatives Souki, M. Oshiro, co-chairs; Lee, Marumoto.

S.B. No. 1504, S.D. 2 (H.D. 1):

Representatives M. Oshiro, chair; Hanohano, Lee, Ward.

S.B. No. 1515, S.D. 2 (H.D. 2):

Representatives Souki, Waters, M. Oshiro, co-chairs; Pine.

S.B. No. 1528 (H.D. 1):

Representatives Souki, Waters, co-chairs; Meyer.

S.B. No. 1529, S.D. 2 (H.D. 2):

Representatives Souki, Waters, co-chairs; Pine.

S.B. No. 1603, S.D. 2 (H.D. 2):

Representatives Ito, Waters, co-chairs; Thielen.

S.B. No. 1612, S.D. 2 (H.D. 2):

Representatives Morita, Carroll, co-chairs; Thielen.

S.B. No. 1614, S.D. 1 (H.D. 1):

Representatives Takumi, Lee, co-chairs; Hanohano, Awana.

S.B. No. 1636, S.D. 2 (H.D. 3):

Representatives Green, Sonson, Waters, co-chairs; B. Oshiro, Meyer.

S.B. No. 1654, S.D. 1 (H.D. 1):

Representatives Herkes, Waters, co-chairs; McKelvey, Marumoto.

S.B. No. 1672, S.D. 2 (H.D. 3):

Representatives Shimabukuro, Green, Waters, M. Oshiro, co-chairs; Ward.

S.B. No. 1674, S.D. 1 (H.D. 2):

Representatives Green, Herkes, co-chairs; Ward.

S.B. No. 1675, S.D. 1 (H.D. 1):

Representatives Green, Waters, co-chairs; Ward.

S.B. No. 1676, S.D. 2 (H.D. 1):

Representatives Green, Herkes, co-chairs; McKelvey, Marumoto.

S.B. No. 1704, S.D. 1 (H.D. 1):

Representatives Herkes, chair; McKelvey, Marumoto.

S.B. No. 1709, S.D. 1 (H.D. 2):

Representatives Souki, Waters, co-chairs; Ching.

S.B. No. 1718 (H.D. 2):

Representatives Morita, M. Oshiro, co-chairs; Chong, Ward.

S.B. No. 1750, S.D. 1 (H.D. 1):

Representatives Green, chair; Mizuno, Ching.

S.B. No. 1756, S.D. 1 (H.D. 2):

Representatives Ito, Tsuji, Chong, co-chairs; Sagum, Marumoto.

S.B. No. 1779 (H.D. 3):

Representatives Shimabukuro, Waters, Rhoads, co-chairs; Pine.

S.B. No. 1803, S.D. 1 (H.D. 1):

Representatives Green, Herkes, Yamashita, co-chairs; Mizuno, Souki, Ward.

S.B. No. 1804, S.D. 2 (H.D. 2):

Representatives Green, Souki, Waters, M. Oshiro, co-chairs; Mizuno, Pine.

S.B. No. 1820, S.D. 1 (H.D. 2):

Representatives Takumi, M. Oshiro, co-chairs; Nakasone, Finnegan.

S.B. No. 1823, S.D. 1 (H.D. 2):

Representatives Yamane, Manahan, co-chairs; Hanohano, Ching.

S.B. No. 1833, S.D. 1 (H.D. 1):

Representatives Sonson, Nakasone, co-chairs; Ward.

S.B. No. 1839, S.D. 2 (H.D. 1):

Representatives M. Oshiro, chair; Lee, Ward.

S.B. No. 1853, S.D. 2 (H.D. 2):

Representatives Ito, Carroll, co-chairs; Chong, Hanohano, Awana.

S.B. No. 1882, S.D. 2 (H.D. 1):

Representatives M. Oshiro, chair; Chong, Lee, Meyer.

S.B. No. 1916, S.D. 2 (H.D. 3):

Representatives Green, Shimabukuro, Magaoay, Lee, co-chairs; Ching.

S.B. No. 1917, S.D. 3 (H.D. 2):

Representatives Shimabukuro, Ito, M. Oshiro, co-chairs; Rhoads, Awana.

S.B. No. 1918, S.D. 2 (H.D. 2):

Representatives Green, Shimabukuro, M. Oshiro, co-chairs; Mizuno, Rhoads, Ward.

S.B. No. 1919, S.D. 2 (H.D. 2):

Representatives Shimabukuro, M. Oshiro, co-chairs; Rhoads, Ward.

S.B. No. 1920, S.D. 2 (H.D. 2):

Representatives Yamane, Yamashita, M. Oshiro, co-chairs; Chong, Ching.

S.B. No. 1922, S.D. 2 (H.D. 1):

Representatives Chang, Yamashita, Yamane, M. Oshiro, co-chairs; Chong, Ching.

S.B. No. 1923, S.D. 2 (H.D. 2):

Representatives Ito, Chong, co-chairs; Sagum, Tokioka, Awana.

S.B. No. 1924, S.D. 2 (H.D. 2):

Representatives Ito, Chong, co-chairs; Sagum, Tokioka, Awana.

S.B. No. 1928, S.D. 2 (H.D. 3):

Representatives Magaoay, Waters, Yamashita, Ito, co-chairs; Chong, Finnegan.

S.B. No. 1929, S.D. 2 (H.D. 2):

Representatives Yamashita, Waters, Magaoay, co-chairs; Ching.

S.B. No. 1931, S.D. 2 (H.D. 3):

Representatives Takumi, Chang, Sonson, Yamashita, M. Oshiro, co-chairs; Finnegan.

S.B. No. 1932, S.D. 2 (H.D. 1):

Representatives Takumi, Chang, Shimabukuro, M. Oshiro, co-chairs; Finnegan.

S.B. No. 1943, S.D. 2 (H.D. 2):

Representatives Ito, Morita, Tsuji, co-chairs; Meyer.

S.B. No. 1946, S.D. 2 (H.D. 2):

Representatives Ito, Waters, Sagum, Tokioka, co-chairs; Thielen.

S.B. No. 1947, S.D. 1 (H.D. 1):

Representatives Morita, Carroll, co-chairs; Meyer.

S.B. No. 1950, S.D. 2 (H.D. 2):

Representatives Sonson, Nakasone, co-chairs; Meyer.

S.B. No. 1954, S.D. 1 (H.D. 1):

Representatives Waters, chair; B. Oshiro, Pine.

- S.B. No. 1957, S.D. 1 (H.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- S.B. No. 1988, S.D. 1 (H.D. 2):
Representatives Tsuji, Herkes, co-chairs; Ching.
- Hse. Com. No. 786, informing the Senate that the Speaker on April 16, 2007, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:
- H.B. No. 13, H.D. 1 (S.D. 1):
Representatives Takumi, M. Oshiro, co-chairs; Finnegan.
- H.B. No. 14, H.D. 1 (S.D. 1):
Representatives Takumi, M. Oshiro, co-chairs; Finnegan.
- H.B. No. 15, H.D. 2 (S.D. 2):
Representatives Takumi, Chang, M. Oshiro, co-chairs; Finnegan.
- In accordance therewith, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.
- H.B. No. 17, H.D. 1 (S.D. 1):
Representatives Takumi, M. Oshiro, co-chairs; Awana.
- H.B. No. 18, H.D. 1 (S.D. 2):
Representatives Takumi, Sonson, Waters, co-chairs; Ching.
- In accordance therewith, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.
- H.B. No. 19, H.D. 2 (S.D. 2):
Representatives Takumi, Ito, M. Oshiro, co-chairs; Chong, Finnegan.
- H.B. No. 24, H.D. 1 (S.D. 2):
Representatives Takumi, Sonson, M. Oshiro, co-chairs; Finnegan.
- In accordance therewith, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.
- H.B. No. 25, H.D. 1 (S.D. 1):
Representatives Takumi, Sonson, co-chairs; Ching.
- H.B. No. 30, H.D. 2 (S.D. 1):
Representatives Cabanilla, Yamashita, Tokioka, co-chairs; Thielen.
- H.B. No. 34 (S.D. 2):
Representatives Sonson, Cabanilla, Nakasone, co-chairs; Ward.
- H.B. No. 55, H.D. 1 (S.D. 2):
Representatives Green, Shimabukuro, Lee, co-chairs; Mizuno, Awana.
- H.B. No. 71, H.D. 2 (S.D. 2):
Representatives Green, Shimabukuro, McKelvey, co-chairs; Mizuno, Ward.
- H.B. No. 90, H.D. 2 (S.D. 2):
Representatives Herkes, Magaoay, co-chairs; Marumoto.
- H.B. No. 92, H.D. 1 (S.D. 1):
Representatives Herkes, Magaoay, co-chairs; Marumoto.
- H.B. No. 104, H.D. 2 (S.D. 2):
Representatives Shimabukuro, Green, M. Oshiro, co-chairs; Mizuno, Ward.
- H.B. No. 116, H.D. 2 (S.D. 1):
Representatives Herkes, Yamashita, Magaoay, co-chairs; Thielen.
- H.B. No. 119 (S.D. 1):
Representatives Tsuji, Brower, co-chairs; Marumoto.
- H.B. No. 122, H.D. 1 (S.D. 1):
Representatives M. Oshiro, chair; Lee, Meyer.
- H.B. No. 149, H.D. 2 (S.D. 2):
Representatives Evans, Har, co-chairs; Pine.
- H.B. No. 150, H.D. 2 (S.D. 2):
Representatives Shimabukuro, Ito, M. Oshiro, co-chairs; Rhoads, Awana.
- H.B. No. 154, H.D. 1 (S.D. 1):
Representatives Souki, Waters, co-chairs; Nishimoto, Pine.
- H.B. No. 155, H.D. 1 (S.D. 2):
Representatives Souki, Morita, Yamashita, Lee, co-chairs; Pine.
- H.B. No. 162, H.D. 1 (S.D. 2):
Representatives Waters, Sonson, Nakasone, co-chairs; Ching.
- H.B. No. 211, H.D. 1 (S.D. 1):
Representatives Green, Mizuno, co-chairs; Ward.
- H.B. No. 212, H.D. 2 (S.D. 2):
Representatives Green, Sonson, Mizuno, co-chairs; Meyer.
- H.B. No. 226, H.D. 2 (S.D. 2):
Representatives Morita, Carroll, co-chairs; Thielen.
- H.B. No. 249, H.D. 1 (S.D. 2):
Representatives Ito, Yamane, Chong, co-chairs; Thielen.

- H.B. No. 250, H.D. 2 (S.D. 2):
Representatives Ito, Souki, Chong, co-chairs; Meyer.
- H.B. No. 257, H.D. 1 (S.D. 1):
Representatives Ito, Tsuji, Shimabukuro, Morita, Chong, co-chairs; Thielen.
- H.B. No. 260 (S.D. 2):
Representatives Ito, Chong, co-chairs; Thielen.
- H.B. No. 272, H.D. 1 (S.D. 1):
Representatives Herkes, chair; McKelvey, Marumoto.
- H.B. No. 275, H.D. 1 (S.D. 2):
Representatives Chang, Herkes, Tokioka, co-chairs; Ching.
- H.B. No. 277, H.D. 1 (S.D. 2):
Representatives Souki, Lee, co-chairs; Meyer.
- H.B. No. 310, H.D. 2 (S.D. 2):
Representatives Yamashita, Sagum, co-chairs; Ching.
- H.B. No. 317, H.D. 2 (S.D. 2):
Representatives Yamashita, M. Oshiro, co-chairs; Marumoto.
- H.B. No. 325, H.D. 2 (S.D. 2):
Representatives Shimabukuro, Rhoads, co-chairs; Awana.
- H.B. No. 334, H.D. 1 (S.D. 1):
Representatives Yamashita, Morita, Carroll, co-chairs; Meyer.
- H.B. No. 338, H.D. 2 (S.D. 1):
Representatives Yamashita, Sonson, Chang, M. Oshiro, co-chairs; Ward.
- H.B. No. 349 (S.D. 1):
Representatives Souki, Yamane, Yamashita, co-chairs; Pine.
- H.B. No. 356, H.D. 2 (S.D. 1):
Representatives Souki, Waters, co-chairs; Lee, Pine.
- H.B. No. 357, H.D. 2 (S.D. 1):
Representatives Souki, Lee, co-chairs; Pine.
- H.B. No. 367, H.D. 1 (S.D. 3):
Representatives Green, Chang, Mizuno, co-chairs; Awana.
- H.B. No. 375, H.D. 1 (S.D. 2):
Representatives Souki, Waters, co-chairs; Pine.
- H.B. No. 379, H.D. 1 (S.D. 2):
Representatives Waters, Har, co-chairs; Meyer.
- H.B. No. 399, H.D. 1 (S.D. 2):
Representatives Tsuji, Ito, Brower, co-chairs; Meyer.
- H.B. No. 400, H.D. 1 (S.D. 2):
Representatives Tsuji, Brower, co-chairs; Meyer.
- H.B. No. 402, H.D. 1 (S.D. 2):
Representatives Ito, Tsuji, Chong, co-chairs; Meyer.
- H.B. No. 436, H.D. 1 (S.D. 1):
Representatives Shimabukuro, Green, Lee, co-chairs; Rhoads, Ward.
- H.B. No. 451, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Pine.
- H.B. No. 469, H.D. 1 (S.D. 2):
Representatives Shimabukuro, Herkes, Waters, co-chairs; Awana.
- H.B. No. 483, H.D. 1 (S.D. 1):
Representatives Herkes, Waters, Sagum, co-chairs; Marumoto.
- H.B. No. 487, H.D. 1 (S.D. 1):
Representatives Shimabukuro, Rhoads, co-chairs; Awana.
- H.B. No. 497, H.D. 2 (S.D. 2):
Representatives Souki, Lee, co-chairs; Meyer.
- H.B. No. 506, H.D. 1 (S.D. 1):
Representatives Morita, Carroll, co-chairs; Thielen.
- H.B. No. 507, H.D. 2 (S.D. 1):
Representatives Ito, Magaoay, Chong, co-chairs; Thielen.
- H.B. No. 513 (S.D. 1):
Representatives M. Oshiro, chair; Magaoay, Ward.
- H.B. No. 531, H.D. 3 (S.D. 2):
Representatives Shimabukuro, Green, Takumi, Rhoads, co-chairs; Mizuno, Ward.
- H.B. No. 567, H.D. 1 (S.D. 2):
Representatives Yamane, Ito, Manahan, co-chairs; Ching.
- H.B. No. 575, H.D. 1 (S.D. 2):
Representatives Yamane, Evans, Manahan, co-chairs; Finnegan.
- H.B. No. 598, H.D. 1 (S.D. 1):
Representatives Takumi, Lee, co-chairs; Berg, Finnegan.
- In accordance therewith, the President appointed Senators Sakamoto, chair; Fukunaga, Tsutsui, co-chairs; Tokuda, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 600, H.D. 1 (S.D. 2):

Representatives Waters, Lee, co-chairs; Finnegan.

H.B. No. 639, H.D. 2 (S.D. 1):

Representatives Morita, Herkes, Yamashita, Carroll, co-chairs; Thielen.

H.B. No. 652, H.D. 2 (S.D. 2):

Representatives Ito, Waters, Chong, co-chairs; Thielen.

H.B. No. 667, H.D. 1 (S.D. 2):

Representatives Shimabukuro, M. Oshiro, co-chairs; Rhoads, Ching.

H.B. No. 676, H.D. 1 (S.D. 1):

Representatives Waters, chair; B. Oshiro, Ward.

H.B. No. 692, H.D. 2 (S.D. 1):

Representatives Tsuji, M. Oshiro, co-chairs; Brower, Meyer.

H.B. No. 714, H.D. 2 (S.D. 1):

Representatives Souki, Ito, Waters, co-chairs; Ching.

H.B. No. 718 (S.D. 2):

Representatives Ito, Chong, co-chairs; Thielen.

H.B. No. 751, H.D. 1 (S.D. 2):

Representatives Sonson, Nakasone, co-chairs; Pine.

H.B. No. 760, H.D. 2 (S.D. 2):

Representatives Sonson, Yamashita, Nakasone, co-chairs; Pine.

H.B. No. 767, H.D. 2 (S.D. 2):

Representatives Chang, Takumi, Sagum, co-chairs; Ching.

In accordance therewith, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 776 (S.D. 1):

Representatives Herkes, chair; McKelvey, Marumoto.

H.B. No. 777, H.D. 2 (S.D. 2):

Representatives Chang, Sagum, co-chairs; Ching.

H.B. No. 791, H.D. 1 (S.D. 1):

Representatives Morita, Herkes, co-chairs; McKelvey, Meyer.

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

Representatives Green, Shimabukuro, Mizuno, co-chairs; Rhoads, Ward.

H.B. No. 825, H.D. 1 (S.D. 2):

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

H.B. No. 831, H.D. 2 (S.D. 1):

Representatives Evans, Har, co-chairs; Finnegan.

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

Representatives Sonson, Shimabukuro, Nakasone, co-chairs; Magaoay, Manahan, Pine.

H.B. No. 835, H.D. 2 (S.D. 1):

Representatives Shimabukuro, Rhoads, co-chairs; Magaoay, Awana.

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

Representatives Green, M. Oshiro, co-chairs; Magaoay, Mizuno, Meyer.

H.B. No. 855, H.D. 1 (S.D. 1):

Representatives Sonson, Nakasone, co-chairs; Pine.

H.B. No. 859, H.D. 2 (S.D. 2):

Representatives Sonson, Nakasone, co-chairs; Ward.

H.B. No. 869, H.D. 1 (S.D. 2):

Representatives Morita, Souki, Carroll, co-chairs; Thielen.

H.B. No. 870, H.D. 1 (S.D. 1):

Representatives Morita, Carroll, co-chairs; Thielen.

H.B. No. 895, H.D. 2 (S.D. 1):

Representatives Souki, Har, co-chairs; Meyer.

H.B. No. 899, H.D. 1 (S.D. 1):

Representatives Tsuji, Morita, Brower, co-chairs; Ching.

H.B. No. 902, H.D. 2 (S.D. 3):

Representatives Tsuji, Yamashita, Brower, co-chairs; Chong, Meyer.

H.B. No. 928, H.D. 1 (S.D. 2):

Representatives Shimabukuro, Rhoads, co-chairs; Awana.

H.B. No. 931, H.D. 1 (S.D. 1):

Representatives Souki, Waters, co-chairs; Ching.

H.B. No. 936, H.D. 2 (S.D. 1):

Representatives Yamashita, Herkes, co-chairs; Ching.

H.B. No. 962 (S.D. 2):

Representatives Green, Shimabukuro, Mizuno, co-chairs; Ward.

H.B. No. 964, H.D. 1 (S.D. 2):

Representatives Sonson, Green, Waters, co-chairs; B. Oshiro, Marumoto.

- H.B. No. 987, H.D. 1 (S.D. 2):
Representatives Waters, chair; B. Oshiro, Meyer.
- H.B. No. 1001, H.D. 2 (S.D. 2):
Representatives Shimabukuro, M. Oshiro, co-chairs; Rhoads, Tokioka, Awana.
- H.B. No. 1003, H.D. 3 (S.D. 2):
Representatives Morita, Chang, Carroll, co-chairs; Thielen.
- H.B. No. 1004, H.D. 2 (S.D. 1):
Representatives Herkes, Morita, Waters, Magaoay, Carroll, co-chairs; Marumoto.
- H.B. No. 1005, H.D. 2 (S.D. 1):
Representatives Herkes, Morita, M. Oshiro, co-chairs; Marumoto.
- H.B. No. 1008, H.D. 2 (S.D. 2):
Representatives Green, Shimabukuro, Mizuno, co-chairs; Ward.
- H.B. No. 1014, H.D. 2 (S.D. 1):
Representatives Chang, Takumi, Tokioka, co-chairs; Finnegan.
- H.B. No. 1034 (S.D. 1):
Representatives M. Oshiro, chair; Lee, Ward.
- H.B. No. 1044, H.D. 1 (S.D. 2):
Representatives Shimabukuro, Green, Rhoads, co-chairs; Ching.
- H.B. No. 1063 (S.D. 1):
Representatives Evans, Har, co-chairs; Pine.
- H.B. No. 1083, H.D. 2 (S.D. 2):
Representatives Yamashita, Ito, M. Oshiro, co-chairs; Chong, Yamane, Ward.
- H.B. No. 1114, H.D. 2 (S.D. 2):
Representatives Tsuji, Brower, co-chairs; Carroll, Meyer.
- H.B. No. 1120, H.D. 2 (S.D. 1):
Representatives Green, Shimabukuro, Mizuno, co-chairs; Rhoads, Awana.
- H.B. No. 1130, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1133, H.D. 1 (S.D. 2):
Representatives Waters, Lee, co-chairs; Thielen.
- H.B. No. 1149, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1152, H.D. 1 (S.D. 2):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1153 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1155, H.D. 1 (S.D. 1):
Representatives Tsuji, Waters, co-chairs; Ching.
- H.B. No. 1171, H.D. 1 (S.D. 1):
Representatives Sonson, M. Oshiro, co-chairs; Nakasone, Ward.
- H.B. No. 1200, H.D. 1 (S.D. 2):
Representatives Ito, M. Oshiro, co-chairs; Awana.
- H.B. No. 1201, H.D. 1 (S.D. 1):
Representatives Ito, Chong, co-chairs; Awana.
- H.B. No. 1207 (S.D. 1):
Representatives M. Oshiro, chair; Lee, Awana.
- H.B. No. 1210, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1211, H.D. 2 (S.D. 2):
Representatives Waters, Tokioka, co-chairs; Marumoto.
- H.B. No. 1212, H.D. 2 (S.D. 2):
Representatives Waters, M. Oshiro, co-chairs; Ward.
- H.B. No. 1220, H.D. 1 (S.D. 2):
Representatives Tsuji, Yamashita, Brower, co-chairs; Wakai, Ching.
- H.B. No. 1221, H.D. 2 (S.D. 2):
Representatives Tsuji, Brower, co-chairs; Meyer.
- H.B. No. 1227, H.D. 1 (S.D. 1):
Representatives M. Oshiro, chair; Lee, Ward.
- H.B. No. 1231, H.D. 2 (S.D. 2):
Representatives Waters, M. Oshiro, co-chairs; Marumoto.
- H.B. No. 1246, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Marumoto.
- H.B. No. 1253, H.D. 1 (S.D. 1):
Representatives Waters, chair; B. Oshiro, Pine.
- H.B. No. 1256, H.D. 1 (S.D. 1):
Representatives Waters, Belatti, co-chairs; Marumoto.
- H.B. No. 1260, H.D. 1 (S.D. 1):
Representatives Green, Waters, co-chairs; Mizuno, Awana.

- H.B. No. 1264 (S.D. 1):
Representatives Shimabukuro, chair; Rhoads, Awana.
- H.B. No. 1268, H.D. 3 (S.D. 2):
Representatives Takumi, Chang, Yamashita, M. Oshiro, co-chairs; Finnegan.
- H.B. No. 1270, H.D. 2 (S.D. 2):
Representatives Yamashita, Magaoay, Waters, M. Oshiro, co-chairs; Marumoto.
- H.B. No. 1277, H.D. 2 (S.D. 3):
Representatives Yamashita, Yamane, M. Oshiro, co-chairs; Awana.
- H.B. No. 1283, H.D. 2 (S.D. 2):
Representatives Shimabukuro, Ito, Yamashita, Chong, co-chairs; Rhoads, Ward.
- H.B. No. 1289, H.D. 2 (S.D. 3):
Representatives Morita, Carroll, co-chairs; Thielen.
- H.B. No. 1291, H.D. 1 (S.D. 2):
Representatives Sonson, Nakasone, co-chairs; Meyer.
- H.B. No. 1292, H.D. 1 (S.D. 2):
Representatives Sonson, Nakasone, co-chairs; Ward.
- H.B. No. 1306, H.D. 2 (S.D. 1):
Representatives Herkes, Waters, co-chairs; Marumoto.
- H.B. No. 1322 (S.D. 1):
Representatives Herkes, Tokioka, co-chairs; Marumoto.
- H.B. No. 1323 (S.D. 1):
Representatives Herkes, Tokioka, co-chairs; Marumoto.
- H.B. No. 1334, H.D. 1 (S.D. 1):
Representatives Herkes, Lee, co-chairs; Marumoto.
- H.B. No. 1337, H.D. 1 (S.D. 1):
Representatives Herkes, Waters, co-chairs; Ching.
- H.B. No. 1338, H.D. 2 (S.D. 1):
Representatives Herkes, Tokioka, co-chairs; Awana.
- H.B. No. 1339, H.D. 1 (S.D. 1):
Representatives Evans, Herkes, co-chairs; Har, McKelvey, Finnegan.
- H.B. No. 1345, H.D. 2 (S.D. 3):
Representatives Evans, Har, co-chairs; Awana.
- H.B. No. 1352, H.D. 1 (S.D. 2):
Representatives Yamane, Manahan, co-chairs; Ching.
- H.B. No. 1353, H.D. 1 (S.D. 1):
Representatives Ito, Chong, co-chairs; Awana.
- H.B. No. 1356, H.D. 2 (S.D. 2):
Representatives Shimabukuro, Rhoads, co-chairs; Hanohano, Awana.
- H.B. No. 1359, H.D. 1 (S.D. 2):
Representatives Green, Shimabukuro, Herkes, Mizuno, co-chairs; Ward.
- H.B. No. 1361, H.D. 1 (S.D. 1):
Representatives Shimabukuro, Rhoads, co-chairs; Hanohano, Awana.
- H.B. No. 1364, H.D. 2 (S.D. 1):
Representatives Shimabukuro, Rhoads, co-chairs; Hanohano, Awana.
- H.B. No. 1368 (S.D. 1):
Representatives Green, M. Oshiro, co-chairs; Mizuno, Ching.
- H.B. No. 1370, H.D. 1 (S.D. 1):
Representatives Green, Mizuno, co-chairs; Awana.
- H.B. No. 1372, H.D. 1 (S.D. 1):
Representatives Green, Mizuno, co-chairs; Awana.
- In accordance therewith, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.
- H.B. No. 1379, H.D. 1 (S.D. 1):
Representatives Sonson, Nakasone, co-chairs; Pine.
- H.B. No. 1399 (S.D. 1):
Representatives Evans, Sonson, Har, co-chairs; Finnegan.
- H.B. No. 1403, H.D. 2 (S.D. 1):
Representatives Evans, Sonson, Har, co-chairs; Finnegan.
- H.B. No. 1406, H.D. 1 (S.D. 1):
Representatives Shimabukuro, Waters, co-chairs; Rhoads, Pine.
- H.B. No. 1411, H.D. 2 (S.D. 1):
Representatives M. Oshiro, chair; Lee, Ward.
- H.B. No. 1414, H.D. 1 (S.D. 2):
Representatives Souki, M. Oshiro, co-chairs; Awana.
- H.B. No. 1435, H.D. 1 (S.D. 2):
Representatives Yamane, Manahan, co-chairs; Ching.

H.B. No. 1440, H.D. 3 (S.D. 1): Representatives Evans, Magaoay, Har, co-chairs; Finnegan.	H.B. No. 1605, H.D. 1 (S.D. 1): Representatives Souki, Carroll, co-chairs; McKelvey, Meyer.
H.B. No. 1452, H.D. 1 (S.D. 1): Representatives Morita, Carroll, co-chairs; Thielen.	H.B. No. 1612 (S.D. 1): Representatives Herkes, Waters, co-chairs; McKelvey, Marumoto.
H.B. No. 1477, H.D. 2 (S.D. 2): Representatives Green, Chang, Mizuno, co-chairs; Awana. In accordance therewith, the President appointed Senators Ige, chair; Sakamoto, Baker, co-chairs; Fukunaga, Whalen as managers on the part of the Senate at such conference.	H.B. No. 1614, H.D. 2 (S.D. 2): Representatives Waters, Lee, co-chairs; Pine. H.B. No. 1628, H.D. 1 (S.D. 1): Representatives Tsuji, Herkes, co-chairs; Brower, McKelvey, Ching.
H.B. No. 1479, H.D. 2 (S.D. 2): Representatives Green, Yamashita, Herkes, co-chairs; Marumoto.	H.B. No. 1630, H.D. 2 (S.D. 2): Representatives Takumi, M. Oshiro, co-chairs; Chong, Sagum, Finnegan.
H.B. No. 1493, H.D. 2 (S.D. 1): Representatives Sonson, Waters, Nakasone, co-chairs; Pine.	H.B. No. 1631, H.D. 2 (S.D. 2): Representatives Yamashita, M. Oshiro, co-chairs; Chong, Sagum, Ward.
H.B. No. 1500, H.D. 2 (S.D. 2): Representatives Sonson, Nakasone, co-chairs; Marumoto.	H.B. No. 1639, H.D. 2 (S.D. 3): Representatives Tsuji, Ito, Brower, co-chairs; Chong, Meyer.
H.B. No. 1503, H.D. 1 (S.D. 1): Representatives Sonson, Waters, co-chairs; Nakasone, Awana.	H.B. No. 1641, H.D. 2 (S.D. 2): Representatives Morita, Tsuji, Herkes, co-chairs; Ward.
H.B. No. 1516, H.D. 2 (S.D. 2): Representatives Ito, Chong, co-chairs; Magaoay, Thielen.	H.B. No. 1646, H.D. 2 (S.D. 1): Representatives Morita, Tsuji, Herkes, co-chairs; Ching.
H.B. No. 1518, H.D. 1 (S.D. 2): Representatives Herkes, Waters, co-chairs; McKelvey, Marumoto.	H.B. No. 1659, H.D. 2 (S.D. 1): Representatives Yamashita, Lee, co-chairs; Awana.
H.B. No. 1529, H.D. 2 (S.D. 2): Representatives Chang, Lee, co-chairs; Bertram, Ching. In accordance therewith, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.	H.B. No. 1670, H.D. 2 (S.D. 2): Representatives Yamashita, Takumi, Sonson, M. Oshiro, co-chairs; Awana.
H.B. No. 1567 (S.D. 1): Representatives Sonson, M. Oshiro, co-chairs; Ward.	H.B. No. 1719, H.D. 1 (S.D. 1): Representatives Yamane, M. Oshiro, co-chairs; Manahan, Ching.
H.B. No. 1568 (S.D. 1): Representatives Sonson, M. Oshiro, co-chairs; Meyer.	H.B. No. 1721, H.D. 1 (S.D. 2): Representatives Green, Waters, co-chairs; Mizuno, Pine.
H.B. No. 1569 (S.D. 1): Representatives Sonson, M. Oshiro, co-chairs; Meyer.	H.B. No. 1746 (S.D. 2): Representatives Sonson, Nakasone, co-chairs; Ching.
H.B. No. 1570 (S.D. 1): Representatives Sonson, M. Oshiro, co-chairs; Meyer.	H.B. No. 1757, H.D. 1 (S.D. 3): Representatives Souki, Waters, Lee, co-chairs; Awana.
H.B. No. 1572 (S.D. 1): Representatives Sonson, M. Oshiro, co-chairs; Meyer.	H.B. No. 1764, H.D. 1 (S.D. 1): Representatives Green, Nakasone, co-chairs; Mizuno, Ward.

H.B. No. 1787, H.D. 1 (S.D. 2):

Representatives Morita, Carroll, co-chairs; Thielen.

H.B. No. 1818, H.D. 2 (S.D. 1):

Representatives Sonson, Waters, Nakasone, co-chairs; Meyer.

H.B. No. 1830, H.D. 2 (S.D. 2):

Representatives Shimabukuro, Green, Waters, co-chairs; Marumoto.

H.B. No. 1833, H.D. 1 (S.D. 1):

Representatives Herkes, Waters, co-chairs; McKelvey, Pine.

H.B. No. 1836, H.D. 1 (S.D. 2):

Representatives Waters, chair; B. Oshiro, Marumoto.

H.B. No. 1848, H.D. 2 (S.D. 2):

Representatives Ito, M. Oshiro, co-chairs; Chong, Sagum, Thielen.

H.B. No. 1866, H.D. 3 (S.D. 2):

Representatives Yamane, Herkes, Manahan, co-chairs; Ching.

H.B. No. 1899, H.D. 2 (S.D. 2):

Representatives Ito, Chong, co-chairs; Thielen.

H.B. No. 1902 (S.D. 1):

Representatives Yamashita, Morita, Lee, co-chairs; Meyer.

H.B. No. 1909, H.D. 1 (S.D. 2):

Representatives Waters, Magaoay, co-chairs; Caldwell, B. Oshiro, Finnegan.

H.B. No. 1931 (S.D. 1):

Representatives Yamashita, Hanohano, co-chairs; Ching.

H.B. No. 1950, H.D. 1 (S.D. 2):

Representatives Shimabukuro, Ito, co-chairs; Chong, Awana.

Hse. Com. No. 787, 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 16, 2007:

H.B. No. 389, H.D. 1 (S.D. 1);

H.B. No. 854, H.D. 1 (S.D. 1);

H.B. No. 861, H.D. 1 (S.D. 1);

H.B. No. 910, H.D. 1 (S.D. 1);

H.B. No. 1018, H.D. 2 (S.D. 2);

H.B. No. 1103 (S.D. 1);

H.B. No. 1248, H.D. 1 (S.D. 1);

H.B. No. 1328, H.D. 2 (S.D. 2);

H.B. No. 1336 (S.D. 1);

H.B. No. 1513, H.D. 1 (S.D. 1); and

H.B. No. 1750, H.D. 2 (S.D. 1).

Hse. Com. No. 788, informing the Senate that the Speaker on April 17, 2007, made the following changes to the conferees on the following bills:

H.B. No. 1830, H.D. 2 (S.D. 2):

Added Representative Mizuno as a member.

S.B. No. 1676, S.D. 2 (H.D. 1):

Added Representative Nakasone as a co-chair.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1820) recommending that the Senate advise and consent to the nominations to the Board of Registration of the Islands of Kaua'i and Ni'ihau of the following:

PATRICK JOHNSTON CHILDS, in accordance with Gov. Msg. No. 383;

DANIEL KAWAMURA, in accordance with Gov. Msg. No. 384; and

PAULA A. ZINA, in accordance with Gov. Msg. No. 653.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1820 and Gov. Msg. Nos. 383, 384 and 653 was deferred until Wednesday, April 18, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1821) recommending that the Senate advise and consent to the nomination of CORAL WONG PIETSCH to the Civil Rights Commission, in accordance with Gov. Msg. No. 302.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1821 and Gov. Msg. No. 302 was deferred until Wednesday, April 18, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1822) recommending that the Senate advise and consent to the nomination of COLBERT MATSUMOTO to the Board of Trustees of the Employees' Retirement System (ERS), in accordance with Gov. Msg. No. 416.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1822 and Gov. Msg. No. 416 was deferred until Wednesday, April 18, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1823) recommending that the Senate advise and consent to the nominations to the Hawai'i Workforce Development Council of the following:

SIGNE A. GODFREY, in accordance with Gov. Msg. No. 486;

ERWIN HUDELIST, in accordance with Gov. Msg. No. 487;

TODD KALA APO, in accordance with Gov. Msg. No. 541;

RAYNARD SHAYNE CHUNG, in accordance with Gov. Msg. No. 542;

CARLA KUOKAWA, in accordance with Gov. Msg. No. 543;

LESTER MINEO MURAOKA, in accordance with Gov. Msg. No. 544;

STEVETTE K. SANTIAGO, in accordance with Gov. Msg. No. 545;

ROBERT J. TOM, in accordance with Gov. Msg. No. 546;

LANCE KEAWE WILHELM, in accordance with Gov. Msg. No. 547; and

GREGG T. YAMANAKA, in accordance with Gov. Msg. No. 548.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1823 and Gov. Msg. Nos. 486, 487, 541, 542, 543, 544, 545, 546, 547 and 548 was deferred until Wednesday, April 18, 2007.

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1824) recommending that the Senate advise and consent to the nomination of VICTOR K. RAMOS to the Wireless Enhanced 911 Board, in accordance with Gov. Msg. No. 683.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1824 and Gov. Msg. No. 683 was deferred until Wednesday, April 18, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1825) recommending that the Senate advise and consent to the nomination of NEAL MASAHIRO OTANI to the Board of Directors of the Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 293.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1825 and Gov. Msg. No. 293 was deferred until Wednesday, April 18, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1826) recommending that the Senate advise and consent to the nomination of GEORGE WELLINGTON MAIOHO to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 433.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1826 and Gov. Msg. No. 433 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1827) recommending that the Senate advise and consent to the nomination of GARY K. SAITO to the Board of Acupuncture, in accordance with Gov. Msg. No. 414.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1827 and Gov. Msg. No. 414 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1828) recommending that the Senate advise and consent to the nominations to the State Board of Barbering and Cosmetology of the following:

LANA KAUIPUNA ALAPA, in accordance with Gov. Msg. No. 295; and

CHRISTOBAL JUAN QUINTANA, in accordance with Gov. Msg. No. 296.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1828 and Gov. Msg. Nos. 295 and 296 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1829) recommending that the Senate advise and consent to the nominations to the State Board of Chiropractic Examiners of the following:

FRANCIS G. BREWER, DC, CICE, in accordance with Gov. Msg. No. 299; and

GINA KIM DC, DAAPM, in accordance with Gov. Msg. No. 300.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1829 and Gov. Msg. Nos. 299 and 300 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1830) recommending that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

JEFFREY K. MIYAZAWA DDS, in accordance with Gov. Msg. No. 318;

MELANIE BILBAENO VALLEJOS DDS, in accordance with Gov. Msg. No. 319; and

MARK A. BAIRD, in accordance with Gov. Msg. No. 461.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1830 and Gov. Msg. Nos. 318, 319 and 461 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1831) recommending that the Senate advise and consent to the nominations to the Board of Massage Therapy of the following:

LAURA Y. CHOCK, in accordance with Gov. Msg. No. 359; and

WILFRED S. PANG, in accordance with Gov. Msg. No. 360.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1831 and Gov. Msg. Nos. 359 and 360 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1832) recommending that the Senate advise and consent to the nomination of MICHAEL WARREN RUFINO to the Board of Physical Therapy, in accordance with Gov. Msg. Nos. 379 and 552.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1832 and Gov. Msg. Nos. 379 and 552 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1833) recommending that the Senate advise and consent to the nominations to the Board of Medical Examiners of the following:

RONALD H. KIENITZ DO, in accordance with Gov. Msg. No. 428;

PETER ARNOLD MATSUURA MD, in accordance with Gov. Msg. No. 429;

JOHN T. MCDONNELL MD, in accordance with Gov. Msg. No. 430;

MARIA BRUSCA PATTEN DO, in accordance with Gov. Msg. No. 431; and

G. MARKUS POLIVKA, in accordance with Gov. Msg. No. 432.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1833 and Gov. Msg. Nos. 428, 429, 430, 431 and 432 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1834) recommending that the Senate advise and consent to the nomination of MICHELE M. IKEDA to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 436.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1834 and Gov. Msg. No. 436 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1835) recommending that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

JERE HU ENG LOO OD, in accordance with Gov. Msg. No. 376; and

JOY BERNADETTE YUKUKO SHIMABUKU, in accordance with Gov. Msg. No. 377.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1835 and Gov. Msg. Nos. 376 and 377 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1836) recommending that the Senate advise and consent to the nomination of JOYCE MARY HELEN KEMPSKI ALLEN to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 483.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1836 and Gov. Msg. No. 483 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1837) recommending that the Senate advise and consent to the nomination of KARL H. MIYAMOTO to the Board of Pharmacy, in accordance with Gov. Msg. No. 445.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1837 and Gov. Msg. No. 445 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a

report (Stand. Com. Rep. No. 1838) recommending that the Senate advise and consent to the nominations to the Board of Physical Therapy of the following:

GWEN T. CHINN, in accordance with Gov. Msg. No. 378; and

MICHAEL DEAN TURNER, in accordance with Gov. Msg. No. 380.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1838 and Gov. Msg. Nos. 378 and 380 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1839) recommending that the Senate advise and consent to the nomination of LAURA ELIZABETH OZAK JD to the Board of Psychology, in accordance with Gov. Msg. No. 467.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1839 and Gov. Msg. No. 467 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1840) recommending that the Senate advise and consent to the nominations to the Board of Veterinary Examiners of the following:

JAMIE K. FURUTANI DVM, in accordance with Gov. Msg. No. 491; and

ROGER MITSUO KONDO DVM, in accordance with Gov. Msg. No. 492.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1840 and Gov. Msg. Nos. 491 and 492 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1841) recommending that the Senate advise and consent to the nomination of MARK DUNTON HUNSAKER to the State Board of Public Accountancy, in accordance with Gov. Msg. No. 288.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1841 and Gov. Msg. No. 288 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1842) recommending that the Senate advise and consent to the nomination of DELLA K. MARTIN-YOUNG to the State Boxing Commission of Hawai'i, in accordance with Gov. Msg. No. 297.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1842 and Gov. Msg. No. 297 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1843) recommending that the Senate advise and consent to the nomination of CLAYTON YUGAWA to the Cable Advisory Committee, in accordance with Gov. Msg. No. 298.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1843 and Gov. Msg. No. 298 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1844) recommending that the Senate advise and consent to the nominations to the Contractors License Board of the following:

F. M. SCOTTY ANDERSON, in accordance with Gov. Msg. No. 310;

ERIC LYLE CARSON, in accordance with Gov. Msg. No. 311; and

RONALD KIYOSHI OSHIRO, in accordance with Gov. Msg. No. 312.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1844 and Gov. Msg. Nos. 310, 311 and 312 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1845) recommending that the Senate advise and consent to the nomination of TIMMY LEE ALBAO to the Credit Union Advisory Board, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1845 and Gov. Msg. No. 313 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1846) recommending that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

NORMAN N. AHU, in accordance with Gov. Msg. No. 330;

TYRUS ISAO KAGAWA, in accordance with Gov. Msg. No. 331; and

ORLANDO L. MATIAS, in accordance with Gov. Msg. No. 415.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1846 and Gov. Msg. Nos. 330, 331 and 415 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1847) recommending that the Senate advise and consent to the nomination of STEVE AKIO TSUNEMOTO to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 332.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1847 and Gov. Msg. No. 332 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1848) recommending that the Senate advise and consent to the nomination of STEVEN J.T. CHOW to the Motor Vehicle Repair Industry Board, in accordance with Gov. Msg. Nos. 373 and 551.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1848 and Gov. Msg. Nos. 373 and 551 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1849) recommending that the Senate advise and consent to the nominations to the Motor Vehicle Repair Industry Board of the following:

BILL W. GREEN, in accordance with Gov. Msg. No. 374; and

DUANE JIRO OZAKI, in accordance with Gov. Msg. No. 375.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1849 and Gov. Msg. Nos. 374 and 375 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1850) recommending that the Senate advise and consent to the nomination of JERRY WILLIAM JORDAN to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 434.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1850 and Gov. Msg. No. 434 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1851) recommending that the Senate advise and consent to the nomination of CARLTON LEIGH AGENA to the Pest Control Board, in accordance with Gov. Msg. No. 441.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1851 and Gov. Msg. No. 441 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1852) recommending that the Senate advise and consent to the nomination of JANICE T. KEMP to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 381.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1852 and Gov. Msg. No. 381 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1853) recommending that the Senate advise and consent to the nomination of TRUDY ISABEL NISHIHARA to the Real Estate Commission, in accordance with Gov. Msg. No. 464.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1853 and Gov. Msg. No. 464 was deferred until Wednesday, April 18, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1854) recommending that the Senate advise and consent to the nomination of THOMAS G. SINGLEHURST to the Board of Directors of the Hawai'i Hurricane Relief Fund, in accordance with Gov. Msg. No. 353.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1854 and Gov. Msg. No. 353 was deferred until Wednesday, April 18, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1855) recommending that the Senate advise and consent to the nomination of LILLIAN B. KOLLER as Director of the Department of Human Services, in accordance with Gov. Msg. No. 275.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1855 and Gov. Msg. No. 275 was deferred until Wednesday, April 18, 2007.

APPOINTMENT OF CONFEREES

S.B. No. 871, S.D. 2 (H.D. 2):

The President appointed Senator Kim as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 871, S.D. 2.

H.B. No. 667, H.D. 1 (S.D. 2):

The President appointed Senator Chun Oakland as an additional 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. 667, H.D. 1.

H.B. No. 1001, H.D. 2 (S.D. 2):

The President appointed Senator Chun Oakland as an additional 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. 1001, H.D. 2.

H.B. No. 1004, H.D. 2 (S.D. 1):

The President appointed Senator Fukunaga as an additional 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. 1004, H.D. 2.

H.B. No. 1757, H.D. 1 (S.D. 3):

The President appointed Senators Baker, Fukunaga, Menor as co-chairs 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. 1757, H.D. 1.

ADJOURNMENT

At 11:42 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 18, 2007.

FIFTY-FIRST DAY

Wednesday, April 18, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Betty Gearen, The Green House Sustainable Learning Center, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Fiftieth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 759 to 763) were read by the Clerk and were placed on file:

Gov. Msg. No. 759, dated April 16, 2007, transmitting a Report for the 2nd Quarter of FY 07 on the Transfer of Funds Between Program IDs and Cost Elements for the Previous Twelve Months, prepared by the Department of Human Services pursuant to Act 178, Section 162, SLH 2005.

Gov. Msg. No. 760, dated April 18, 2007, transmitting the 2007 Report on the Medicaid School-Based Claiming Program, prepared by the Department of Education pursuant to Act 141, SLH 2005.

Gov. Msg. No. 761, informing the Senate that on April 17, 2007, she signed into law House Bill No. 1400 as Act 19, entitled: "RELATING TO CORRECTIONAL INDUSTRIES."

Gov. Msg. No. 762, informing the Senate that on April 17, 2007, she signed into law House Bill No. 1278 as Act 20, entitled: "RELATING TO ENVIRONMENTAL SITE CLEANUP."

Gov. Msg. No. 763, informing the Senate that on April 17, 2007, she signed into law Senate Bill No. 923 as Act 21, entitled: "RELATING TO CONDOMINIUMS."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 789 to 791) were read by the Clerk and were placed on file:

Hse. Com. No. 789, informing the Senate that the Speaker on April 17, 2007, made the following changes to the conferees on the following bills:

S.B. No. 679, H.D. 2 (S.D. 2):

Discharged Representative Herkes as co-chair.
Added Representative McKelvey as co-chair.

S.B. No. 1614, S.D. 1 (H.D. 1):

Added Representative Shimabukuro as a manager.

Hse. Com. No. 790, informing the Senate that the Speaker on April 17, 2007, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 1004, S.D. 2 (H.D. 2):

Representatives Green, Herkes, co-chairs; Awana.

S.B. No. 1283, S.D. 2 (H.D. 2):

Representatives Chang, Green, M. Oshiro, co-chairs; Ching.

S.B. No. 1665 (H.D. 1):

Representatives Waters, chair; B. Oshiro, Sonson, Ching.

S.B. No. 1792, S.D. 3 (H.D. 3):

Representatives Green, Nakasone, co-chairs; Mizuno, Awana.

Hse. Com. No. 791, informing the Senate that the Speaker on April 18, 2007, made the following change to the conferees on the following bill:

S.B. No. 1928, S.D. 2 (H.D. 3):

Discharged Representative Chong as a manager.
Added Representative Chong as co-chair.

STANDING COMMITTEE REPORTS

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 1856) recommending that H.C.R. No. 291 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1856 and H.C.R. No. 291, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE WORLD HEALTH ORGANIZATION TO CONFER 'OBSERVER STATUS' UPON TAIWAN IN ORDER TO PERMIT TAIWAN'S PARTICIPATION IN THE WORLD HEALTH ORGANIZATION'S PROGRAMS AND ACTIVITIES," was deferred until Thursday, April 19, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1857) recommending that the Senate advise and consent to the nominations to the Hawai'i Community Development Authority (HCDA) of the following:

GRADY L. CHUN, in accordance with Gov. Msg. No. 304;

PAUL KEN KIMURA, in accordance with Gov. Msg. No. 305;

CHRISTOPHER TAKAAKI KOBAYASHI, in accordance with Gov. Msg. No. 513; and

DEXTER NORIFUMI OKADA, in accordance with Gov. Msg. No. 514.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1857 and Gov. Msg. Nos. 304, 305, 513 and 514 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1858) recommending that the Senate advise and consent to the nomination of MICHAEL HOWDEN to the Board of Acupuncture, in accordance with Gov. Msg. No. 570.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1858 and Gov. Msg. No. 570 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1859) recommending that the Senate advise and consent to the nominations to the State Board of Nursing of the following:

NATHANIEL M. APATOV RN, CRNA, PHD, in accordance with Gov. Msg. No. 526;

STEPHEN A. KULA PHD, in accordance with Gov. Msg. No. 527; and

CECILIA P.S. MUKAI PHD, in accordance with Gov. Msg. No. 528.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1859 and Gov. Msg. Nos. 526, 527 and 528 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1860) recommending that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

KEVIN K. LUI OD, in accordance with Gov. Msg. No. 645; and

HENRY LYMAN MAKINI, in accordance with Gov. Msg. No. 646.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1860 and Gov. Msg. Nos. 645 and 646 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1861) recommending that the Senate advise and consent to the nominations to the Board of Pharmacy of the following:

PATRICK LEE ADAMS, in accordance with Gov. Msg. No. 650; and

STANLEY M. CHOW, in accordance with Gov. Msg. No. 651.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1861 and Gov. Msg. Nos. 650 and 651 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1862) recommending that the Senate advise and consent to the nomination of ROBERT KISSENBERGER MSPT to the Board of Physical Therapy, in accordance with Gov. Msg. No. 652.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1862 and Gov. Msg. No. 652 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1863) recommending that the Senate advise and consent to the nomination of ELAINE

MARIE HEIBY to the Board of Psychology, in accordance with Gov. Msg. No. 529.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1863 and Gov. Msg. No. 529 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1864) recommending that the Senate advise and consent to the nomination of JENNY C. WELLS to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 708.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1864 and Gov. Msg. No. 708 was deferred until Thursday, April 19, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1865) recommending that the Senate advise and consent to the nominations to the Board of Veterinary Examiners of the following:

ELWOOD ICHIRO KITA, in accordance with Gov. Msg. No. 660; and

REBECCA H. RHOADES D.V.M., in accordance with Gov. Msg. No. 661.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1865 and Gov. Msg. Nos. 660 and 661 was deferred until Thursday, April 19, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1866) recommending that the Senate consent to the nomination of HARRY P.N.S. FREITAS to the office of Judge, District Court of the Third Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Jud. Com. No. 2.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1866 and Jud. Com. No. 2 was deferred until Thursday, April 19, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1867) recommending that the Senate consent to the nomination of RANDAL VALENCIANO to the office of Judge, Circuit Court of the Fifth Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Gov. Msg. No. 681.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1867 and Gov. Msg. No. 681 was deferred until Thursday, April 19, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1868) recommending that the Senate advise and consent to the nomination of ROBERT J. PACHECO to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 358.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1868 and Gov. Msg. No. 358 was deferred until Thursday, April 19, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand.

Com. Rep. No. 1869) recommending that the Senate advise and consent to the nomination of STANTON K. ENOMOTO to the Hawai'i Community Development Authority (HCDA), in accordance with Gov. Msg. No. 571.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1869 and Gov. Msg. No. 571 was deferred until Thursday, April 19, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1820 (Gov. Msg. Nos. 383, 384 and 653):

Senator Hee moved that Stand. Com. Rep. No. 1820 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Board of Registration of the Islands of Kaua'i and Ni'ihau of the following:

PATRICK JOHNSTON CHILDS, term to expire June 30, 2011 (Gov. Msg. No. 383);

DANIEL KAWAMURA, term to expire June 30, 2010 (Gov. Msg. No. 384); and

PAULA A. ZINA, term to expire June 30, 2008 (Gov. Msg. No. 653),

seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1821 (Gov. Msg. No. 302):

Senator Hee moved that Stand. Com. Rep. No. 1821 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of CORAL WONG PIETSCH to the Civil Rights Commission, term to expire June 30, 2011, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1822 (Gov. Msg. No. 416):

Senator Hee moved that Stand. Com. Rep. No. 1822 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of COLBERT MATSUMOTO to the Board of Trustees of the Employees' Retirement System (ERS), term to expire June 30, 2013, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1823 (Gov. Msg. Nos. 486, 487, 541, 542, 543, 544, 545, 546, 547 and 548):

Senator Hee moved that Stand. Com. Rep. No. 1823 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Hawai'i Workforce Development Council of the following:

SIGNE A. GODFREY, term to expire June 30, 2011 (Gov. Msg. No. 486);

ERWIN HUDELIST, term to expire June 30, 2011 (Gov. Msg. No. 487);

TODD KALA APO, term to expire June 30, 2011 (Gov. Msg. No. 541);

RAYNARD SHAYNE CHUNG, term to expire June 30, 2011 (Gov. Msg. No. 542);

CARLA KUOKAWA, term to expire June 30, 2010 (Gov. Msg. No. 543);

LESTER MINEO MURAOKA, term to expire June 30, 2009 (Gov. Msg. No. 544);

STEVETTE K. SANTIAGO, term to expire June 30, 2008 (Gov. Msg. No. 545);

ROBERT J. TOM, term to expire June 30, 2011 (Gov. Msg. No. 546);

LANCE KEAWE WILHELM, term to expire June 30, 2011 (Gov. Msg. No. 547); and

GREGG T. YAMANAKA, term to expire June 30, 2011 (Gov. Msg. No. 548),

seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1824 (Gov. Msg. No. 683):

Senator Espero moved that Stand. Com. Rep. No. 1824 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of VICTOR K. RAMOS to the Wireless Enhanced 911 Board, term to expire June 30, 2008, seconded by Senator Nishihara.

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

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

Stand. Com. Rep. No. 1825 (Gov. Msg. No. 293):

Senator Kokubun moved that Stand. Com. Rep. No. 1825 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 NEAL MASAHIRO OTANI to the Board of Directors of the Aloha Tower Development Corporation, 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, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1826 (Gov. Msg. No. 433):

Senator Kokubun moved that Stand. Com. Rep. No. 1826 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 GEORGE WELLINGTON MAIOHO to the Molokai Irrigation System Water Users Advisory Board, 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, 24. Noes, none. Excused, 1 (Menor).

Stand. Com. Rep. No. 1827 (Gov. Msg. No. 414):

Senator Taniguchi moved that Stand. Com. Rep. No. 1827 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of GARY K. SAITO to the Board of Acupuncture, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1828 (Gov. Msg. Nos. 295 and 296):

Senator Taniguchi moved that Stand. Com. Rep. No. 1828 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the State Board of Barbering and Cosmetology of the following:

LANA KAUIPUNA ALAPA, term to expire June 30, 2011 (Gov. Msg. No. 295); and

CHRISTOBAL JUAN QUINTANA, term to expire June 30, 2011 (Gov. Msg. No. 296),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1829 (Gov. Msg. Nos. 299 and 300):

Senator Taniguchi moved that Stand. Com. Rep. No. 1829 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the State Board of Chiropractic Examiners of the following:

FRANCIS G. BREWER, DC, CICE, term to expire June 30, 2011 (Gov. Msg. No. 299); and

GINA KIM DC, DAAPM, term to expire June 30, 2010 (Gov. Msg. No. 300),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1830 (Gov. Msg. Nos. 318, 319 and 461):

Senator Taniguchi moved that Stand. Com. Rep. No. 1830 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

JEFFREY K. MIYAZAWA DDS, term to expire June 30, 2011 (Gov. Msg. No. 318);

MELANIE BILBAENO VALLEJOS DDS, term to expire June 30, 2010 (Gov. Msg. No. 319); and

MARK A. BAIRD, term to expire June 30, 2011 (Gov. Msg. No. 461),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1831 (Gov. Msg. Nos. 359 and 360):

Senator Taniguchi moved that Stand. Com. Rep. No. 1831 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Massage Therapy of the following:

LAURA Y. CHOCK, term to expire June 30, 2010 (Gov. Msg. No. 359); and

WILFRED S. PANG, term to expire June 30, 2011 (Gov. Msg. No. 360),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1832 (Gov. Msg. Nos. 379 and 552):

Senator Taniguchi moved that Stand. Com. Rep. No. 1832 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MICHAEL WARREN RUFINO to the Board of Physical Therapy, terms to expire June 30, 2007, and June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1833 (Gov. Msg. Nos. 428, 429, 430, 431 and 432):

Senator Taniguchi moved that Stand. Com. Rep. No. 1833 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Medical Examiners of the following:

RONALD H. KIENITZ DO, term to expire June 30, 2011 (Gov. Msg. No. 428);

PETER ARNOLD MATSUURA MD, term to expire June 30, 2011 (Gov. Msg. No. 429);

JOHN T. MCDONNELL MD, term to expire June 30, 2011 (Gov. Msg. No. 430);

MARIA BRUSCA PATTEN DO, term to expire June 30, 2011 (Gov. Msg. No. 431); and

G. MARKUS POLIVKA, term to expire June 30, 2011 (Gov. Msg. No. 432),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1834 (Gov. Msg. No. 436):

Senator Taniguchi moved that Stand. Com. Rep. No. 1834 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MICHELE M. IKEDA to the Board of Examiners in Naturopathy, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1835 (Gov. Msg. Nos. 376 and 377):

Senator Taniguchi moved that Stand. Com. Rep. No. 1835 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

JERE HU ENG LOO OD, term to expire June 30, 2011 (Gov. Msg. No. 376); and

JOY BERNADETTE YUKUKO SHIMABUKU, term to expire June 30, 2009 (Gov. Msg. No. 377),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1836 (Gov. Msg. No. 483):

Senator Taniguchi moved that Stand. Com. Rep. No. 1836 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of JOYCE MARY HELEN KEMPSKI ALLEN to the Board of Speech Pathology and Audiology, term to expire June 30, 2010, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1837 (Gov. Msg. No. 445):

Senator Taniguchi moved that Stand. Com. Rep. No. 1837 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of KARL H. MIYAMOTO to the Board of Pharmacy, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1838 (Gov. Msg. Nos. 378 and 380):

Senator Taniguchi moved that Stand. Com. Rep. No. 1838 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Physical Therapy of the following:

GWEN T. CHINN, term to expire June 30, 2011 (Gov. Msg. No. 378); and

MICHAEL DEAN TURNER, term to expire June 30, 2009 (Gov. Msg. No. 380),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1839 (Gov. Msg. No. 467):

Senator Taniguchi moved that Stand. Com. Rep. No. 1839 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of LAURA ELIZABETH OZAK JD to the Board of Psychology, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1840 (Gov. Msg. Nos. 491 and 492):

Senator Taniguchi moved that Stand. Com. Rep. No. 1840 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Veterinary Examiners of the following:

JAMIE K. FURUTANI DVM, term to expire June 30, 2011 (Gov. Msg. No. 491); and

ROGER MITSUO KONDO DVM, term to expire June 30, 2011 (Gov. Msg. No. 492),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1841 (Gov. Msg. No. 288):

Senator Taniguchi moved that Stand. Com. Rep. No. 1841 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MARK DUNTON HUNSAKER to the State Board of Public Accountancy, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1842 (Gov. Msg. No. 297):

Senator Taniguchi moved that Stand. Com. Rep. No. 1842 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of DELLA K. MARTIN-YOUNG to the State Boxing Commission of Hawai'i, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1843 (Gov. Msg. No. 298):

Senator Taniguchi moved that Stand. Com. Rep. No. 1843 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of CLAYTON YUGAWA to the Cable Advisory Committee, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1844 (Gov. Msg. Nos. 310, 311 and 312):

Senator Taniguchi moved that Stand. Com. Rep. No. 1844 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Contractors License Board of the following:

F. M. SCOTTY ANDERSON, term to expire June 30, 2011 (Gov. Msg. No. 310);

ERIC LYLE CARSON, term to expire June 30, 2011 (Gov. Msg. No. 311); and

RONALD KIYOSHI OSHIRO, term to expire June 30, 2011 (Gov. Msg. No. 312),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1845 (Gov. Msg. No. 313):

Senator Taniguchi moved that Stand. Com. Rep. No. 1845 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of TIMMY LEE ALBAO to the Credit Union Advisory Board, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1846 (Gov. Msg. Nos. 330, 331 and 415):

Senator Taniguchi moved that Stand. Com. Rep. No. 1846 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

NORMAN N. AHU, term to expire June 30, 2011 (Gov. Msg. No. 330);

TYRUS ISAO KAGAWA, term to expire June 30, 2011 (Gov. Msg. No. 331); and

ORLANDO L. MATIAS, term to expire June 30, 2011 (Gov. Msg. No. 415),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1847 (Gov. Msg. No. 332):

Senator Taniguchi moved that Stand. Com. Rep. No. 1847 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of STEVE AKIO TSUNEMOTO to the Elevator Mechanics Licensing Board, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1848 (Gov. Msg. Nos. 373 and 551):

Senator Taniguchi moved that Stand. Com. Rep. No. 1848 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of STEVEN J.T. CHOW to the Motor Vehicle Repair Industry Board, terms to expire June 30, 2007, and June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1849 (Gov. Msg. Nos. 374 and 375):

Senator Taniguchi moved that Stand. Com. Rep. No. 1849 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Motor Vehicle Repair Industry Board of the following:

BILL W. GREEN, term to expire June 30, 2011 (Gov. Msg. No. 374); and

DUANE JIRO OZAKI, term to expire June 30, 2010 (Gov. Msg. No. 375),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1850 (Gov. Msg. No. 434):

Senator Taniguchi moved that Stand. Com. Rep. No. 1850 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of JERRY WILLIAM JORDAN to the Motor Vehicle Industry Licensing Board, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1851 (Gov. Msg. No. 441):

Senator Taniguchi moved that Stand. Com. Rep. No. 1851 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of CARLTON LEIGH AGENA to the Pest Control Board, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1852 (Gov. Msg. No. 381):

Senator Taniguchi moved that Stand. Com. Rep. No. 1852 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of JANICE T. KEMP to the Board of Private Detectives and Guards, term to expire June 30, 2008, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1853 (Gov. Msg. No. 464):

Senator Taniguchi moved that Stand. Com. Rep. No. 1853 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of TRUDY ISABEL NISHIHARA to the Real Estate Commission, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1854 (Gov. Msg. No. 353):

Senator Taniguchi moved that Stand. Com. Rep. No. 1854 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of THOMAS G. SINGLEHURST to the Board of Directors of the Hawai'i Hurricane Relief Fund, term to expire June 30, 2011, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1855 (Gov. Msg. No. 275):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1855 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of LILLIAN B. KOLLER as Director of the Department of Human Services, term to expire December 6, 2010, seconded by Senator Ihara.

Senator Chun Oakland rose in support of the nominee as follows:

"Madame President, I rise in support of Gov. Msg. No. 275, requesting the confirmation of Ms. Lillian Koller for a second term as Director of Human Services.

"Your Committee on Human Services and Public Housing conducted a thorough examination of the nominee, including the review of public and written testimony and questioning of the nominee and others at public hearings. I, as Chair of the Committee, met privately with many past and present employees of the Department of Human Services and members of the community who expressed concerns but wished to remain anonymous. Additionally, my Vice Chair and I met with the nominee after the hearings with follow-up questions and further discussion.

"Your Committee on Human Services and Public Housing received a great deal of testimony in support of the nominee's confirmation from government agencies, nonprofit service providers, community organizations, and individuals from a variety of backgrounds. The nature of the testimony focused on the positive departmental achievements realized under the nominee's direction. Examples include:

- Procuring hundreds of millions of previously untapped federal revenue for social service programs;
- Meeting the federally required Program Improvement Plan for the Child Welfare Services Branch;
- Establishing new initiatives to increase and enhance the self-sufficiency of Hawaii's most vulnerable population;
- Decreasing caseloads – benefiting both employees and clients of the Department; and
- Increasing the transparency and openness of the Department.

"Your Committee was concerned by reports that the nominee has a difficult management style and less than positive relationships with employees. Your Committee was also concerned about reports relating to her use of departmental funds and outside consultants. These reports were explored at great length. Throughout the hearings, Ms. Koller expressed a willingness to address the concerns that were raised and was open to suggestions for improvement. She expressed her desire for employees to feel comfortable with coming forward with their concerns, and in an effort to further employee comfort and participation, she indicated that she is willing to consider establishing an Ombuds office within the department to mediate

and problem solve with personnel and to open dialogue with personnel regarding the reasoning of policy changes and to hear their ideas and concerns. The nominee has also expressed that she recognizes the talent and knowledge of departmental employees and individuals in private sector nonprofits as well as the community who have a wealth of experience in their fields of expertise. The nominee reiterated her appreciation for their contributions throughout the hearing process.

"Subsequent to the public hearings, I spoke with the nominee in greater detail about these management concerns. In these discussions, Ms. Koller made commitments to work more collaboratively with staff and to ensure that the fair treatment of the employees, clients, service providers, and community partners of the Department of Human Services would be assured.

"The nominee is aware of and ready for some major challenges facing the Department in the next four years. These include:

- Improving the stability of children in foster care;
- Preparing for Hawaii's aging population;
- Completing negotiations with the federal government for the maximization of support for the State's new QUEST Expanded Access Program; and
- Complying with the federal Deficit Reduction Act.

"I believe the nominee has the vision and leadership needed to meet these challenges and that she will live up to the commitments she made throughout the hearing process to your Committee. I also believe that in her second term as Director of Human Services, Ms. Koller will serve the public interest by continually improving the management of the department and the services it renders to its clients.

"As the person that said our opening prayer today mentioned, 'treat the earth well,' there is urgent need to treat people well. For the sake of Hawaii's residents and for the sake of our generations to come, I think we have expressed that message to Director Koller, and she is committed to doing this.

"For these reasons, Madame President, I urge my colleagues to join me in voting to confirm Ms. Koller to a second term as Director of Human Services. Thank you."

Senator Hemmings rose to speak in favor of the nomination as follows:

"Madam President, I rise to speak in favor of Gov. Msg. No. 275 the re-nomination of Lillian Koller to be the Director of the Department of Human Services.

"Madam President and colleagues, it's with great pleasure I stand here today to speak in favor of this nomination for the simple reason that when the Governor sent down the re-nomination of Lillian Koller to head the second largest department in state government, there was some consternation and there were questions. I wish at this time to give credit to my Chairman, the Chairman of the Human Services Committee, for the conducting of the public hearing on this process.

"In fact, if you look at the committee report, it is almost as long as Lillian is loquacious. It details everything that was done, and it's quite a report. I will say that the Chairman did express that there were off-the-record concerns about management style and the Chairman did an excellent job, as she previously reiterated, on addressing those issues with the Director. I can honestly say that two very intelligent, passionate

women came to a meeting of the minds on these issues and they will be dealt with and resolved to the benefit of all concerned.

"In speaking to this nominee, I would say she's one of the shining stars of the human service programs across this Nation. So much so that she's been nationally recognized by the United States Department of Health and Human Services for her treatment programs for abused and neglected children. As the previous speaker said, she's brought in hundreds of millions of dollars of federal funding for various programs, including uninsured children programs, prevention of family problems and abuse and neglect. But there's a subtle thing that's happened, and I saw it in the eyes, in the testimony – the six hours of testimony – of the people that came in. I really believe in my heart that people that are in the human service occupation aren't there for fame and fortune. They're there because they truly have a passion for helping the less fortunate in our society. And I will say that what I saw in those people testifying, for the first time in my tenure here in the Senate, is a sense of true pride in what they're doing and how they have affected those less fortunate in their lives.

"Lillian Koller has not been a person who has sustained the status quo. She's done something that's really difficult in life. She's brought about change in the culture of human service. Change is difficult. They say, oftentimes, even abused spouses, even though they're being abused, have a difficult time coming to grips with the change in their situation personally that is necessary to maybe even save their lives. But change has come. There was once a measure of the success of human service programs by the number of people that we are helping. The change now is being measured by the number of people we've liberated, who've gotten jobs through the SEE Hawai'i Work program. The change has come from the people. I can remember very vividly the passion the good Senator from Kauai had about our dental program doing nothing to help people when they needed to save their teeth and they were simply pulling their teeth when they were rotting and falling out of their mouths. That program has been changed. Federal money is now being used and state money for preventative dental care. Across the board in the area of human services, this culture of change has resulted in people no longer being snared in a government safety net, but people jumping off a springboard into new opportunity and living independent lives and productive lives. And this is because of the intelligence and courageous leadership of Lillian Koller.

"So we ask ourselves in voting today, 'Are we endorsing this?' And I say, 'Yes, we are.' I'd also like to recognize, as I said at the beginning of my remarks in favor of this nominee, that we have a wonderful partnership, I think – a partnership that does respect the separations of power between the legislative and executive branch of government, but a partnership that sees a common goal of reaching out together to try to help those of us who through no fault of our own need the help of our fellow citizens, the human programs. And I think under the leadership of the Committee Chairman and the leadership of Lillian Koller, we have some good years in front of us in the Department of Human Services to the benefit of all of us and something we can be very proud of as we are of this nominee today.

"Thank you, Madam President."

Senator Sakamoto rose to speak in support of the nominee with reservations and stated:

"Madam President, I rise in support with reservations. I don't have a long speech, but I'll give a few comments.

"I think the bottom line question in my mind, which I asked the Director, was, Do the ends justify the means? Because people can give off a long litany of here's where we've changed. And she didn't answer 'yes' – she didn't answer 'the ends justify the means'; but neither did she answer 'no' – she did not say 'the ends don't justify the means.' In summary, at least in my hearing, it seemed to be, 'it's a matter of communication.'

"One of the issues raised was the consultant or consultants. And in my mind, part of the issue was the free consultants. In the hearing it was made clear to us that there were free consultants, but I don't believe it was clear to the employees, or clients, or others involved that this person or people had or did not have certain authority to make decisions, to force other people to make decisions. So I don't believe, in this case, having a free consultant having reign in the department or with clients, I don't believe that the ends justified the means, even if good results could have come out of it. I believe there should have been a different way.

"I think on the creative use of TANF funds certainly some people got help, some people got art lessons, etc., but I don't believe some of the use was the best use for those funds, and I believe the discussion should have been broader. Just to say we've helped people and we've got more money, I don't believe the ends justify the means.

"On the issue of ideally people working 40 hours, certainly we want take people off welfare; we want them to have better lives; we want them to understand what a 40-hour work week looked like. But, if indeed the law was 30 hours, to what extent should the people in our department force the people who are trying to get out of some hole, stretch, even though it may have been better for them, to the 40-hour requirement if that was not our state law and it was not the federal law? I believe it wasn't clear to employees, it wasn't clear to people in the system if indeed that was a mandate and what retribution or what they would lose. So, I don't believe the ends justified the means.

"Whether there were any other issues, and we can go down many other issues, many employees, as Senator Chun Oakland said, did contact her directly or contact others, and whether it's fear, warranted or unwarranted, whether it's intimidation, real or unreal, when people in the department have that feeling, I don't believe the ends justify the means.

"So, Madam President, I encourage my members – if you choose to vote in support, I ask you to vote with reservations, hoping that as the Senator to my left, the Chair of the Committee, has worked with the employees and with the Department that things will be better. But based on the performance at this time, I encourage everyone to vote with reservations if indeed you choose to vote in favor.

"Thank you."

Senator Slom rose to support the nominee and said:

"Madam President, I rise in full support with no reservations for the nominee.

"While I am not on that Committee I watched the hearings, almost all of them, and I was struck by the willingness of the nominee to take suggestions, to take ideas, and even to take criticism from unknown and unseen people. But I think the most important thing here is not a debate on ends and means, but results. And the result, as the good Senator from Kailua has mentioned, is that we have in fact given choices to people that for such a long period of time were simply wards of the State, simply marks on a data track. They have independence; they

have choices; and in getting jobs and getting self-sufficiency, they have respect, they have dignity, and they have opportunities that they didn't realize before.

"Madam President, there is a difference in philosophy, not only in this Body, but across the country in government, that it is government's role to take care of people and to take care of their children and to take care of their children's children. But there's another philosophy that says encourage people to take care of themselves. Remove the barriers, remove the obstacles and allow them to do that. And no one in recent memory in this area has done a better job in doing that than Lillian Koller. She has reached out to individuals that were ignored in the past; she sought and received partnerships and people that volunteered to help other people less fortunate than themselves – not asking for any recompense, not asking for any special favors or recognition from government – just to help, because this was the first time that somebody had actually reached out. And yes, there was consultation. But ultimately, the decisions were made by the Director, Lillian Koller. She was willing then, as she's willing now, to take suggestions and consultation from others, but the responsibility is hers and she acknowledges that.

"In looking at what we've seen in terms of those decisions over the past four years, we'd say those were good decisions that she made. And so I think we're very fortunate to have someone like this, as the Minority Leader said, that has the passion, the drive, the desire. And if somebody talks about management style being difficult, that may be another term for effective leadership. Leadership isn't easy. It's a lot easier to go along or to compromise with the rules, the principles, and the things that are necessary to bring about change – to bring about change for individuals to control their own lives, their own families, their own destinies. And that's why I give full support to this nominee and urge all my colleagues to do so without reservation because Lillian Koller has emphasized the humanity in the Department of Human Services.

"Thank you, Madam President."

Senator Hooser rose with reservations and stated:

"Madam President, please note my reservations and could you enter the words of the Education Chair and the Senator from Moanalua into the record as if they were my own. Thank you."

The Chair so ordered.

Senator Hee rose and said:

"Madam President, please note my reservations and enter the words of the Chair on Education as my own. Thank you."

The Chair so ordered.

Senators Kokubun, Ige, Fukunaga, Espero, Nishihara, English, Tokuda, Sakamoto, Ihara, Hee, Tsutsui, Kim and Hooser requested their votes be cast "aye, with reservations," and the Chair so ordered.

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

Ayes, 24. Ayes with Reservations, 13 (English, Espero, Fukunaga, Hee, Ige, Ihara, Hooser, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui). Noes, none. Excused, 1 (Taniguchi).

At this time, Senator Chun Oakland introduced Ms. Koller to the members of the Senate.

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o'clock p.m.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The Chair referred the following House concurrent resolutions that were received on Monday, April 16, 2007:

House Concurrent Resolution	Referred to:
No. 28, H.D. 1	Committee on Transportation and International Affairs
No. 43	Committee on Education, then to the Committee on Ways and Means
No. 46	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 48, H.D. 1	Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor
No. 51, H.D. 1	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 53	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs
No. 54	Jointly to the Committee on Human Services and Public Housing and the Committee on Health
No. 63, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Labor
No. 69, H.D. 2	Jointly to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs
No. 77, H.D. 1	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 81, H.D. 1	Committee on Transportation and International Affairs
No. 89	Jointly to the Committee on Education and the Committee on Human Services and Public Housing
No. 103, H.D. 1	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 107, H.D. 1	Committee on Education, then to the Committee on Ways and Means
No. 108	Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 109	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, then to the Committee on Judiciary and Labor

No. 110	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 187, H.D. 1	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 111	Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 188, H.D. 2	Committee on Human Services and Public Housing, then to the Committee on Ways and Means
No. 112, H.D. 1	Committee on Commerce, Consumer Protection and Affordable Housing	No. 189, H.D. 1	Jointly to the Committee on Human Services and Public Housing and the Committee on Education
No. 115	Committee on Intergovernmental and Military Affairs	No. 193	Jointly to the Committee on Human Services and Public Housing and the Committee on Tourism and Government Operations
No. 119, H.D. 1	Jointly to the Committee on Health and the Committee on Human Services and Public Housing	No. 194, H.D. 1	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 130, H.D. 1	Jointly to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs	No. 195, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs, then to the Committee on Ways and Means
No. 131, H.D. 1	Jointly to the Committee on Health and the Committee on Transportation and International Affairs	No. 196	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 132, H.D. 2	Committee on Ways and Means	No. 199, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 134, H.D. 1	Jointly to the Committee on Economic Development and Taxation and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	No. 200, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment
No. 137	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 201, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Energy and Environment
No. 154, H.D. 2	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs	No. 202	Jointly to the Committee on Human Services and Public Housing and the Committee on Health
No. 158	Committee on Human Services and Public Housing, then to the Committee on Ways and Means	No. 203	Jointly to the Committee on Health and the Committee on Education
No. 160	Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs	No. 204	Committee on Human Services and Public Housing
No. 162	Committee on Energy and Environment	No. 205, H.D. 1	Jointly to the Committee on Health and the Committee on Education
No. 163	Committee on Transportation and International Affairs	No. 213	Committee on Intergovernmental and Military Affairs
No. 166	Committee on Education, then to the Committee on Ways and Means	No. 215, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Education
No. 171	Committee on Education	No. 219	Committee on Human Services and Public Housing
No. 173	Jointly to the Committee on Health and the Committee on Intergovernmental and Military Affairs	No. 222	Committee on Judiciary and Labor, then to the Committee on Ways and Means
No. 174	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs	No. 229, H.D. 1	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health
No. 176	Jointly to the Committee on Human Services and Public Housing and the Committee on Judiciary and Labor	No. 230, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 180	Committee on Intergovernmental and Military Affairs	No. 233, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs
No. 183, H.D. 2	Committee on Human Services and Public Housing		

No. 242, H.D. 2 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs

No. 243 Jointly to the Committee on Education and the Committee on Economic Development and Taxation

No. 244 Committee on Economic Development and Taxation

No. 247 Jointly to the Committee on Commerce, Consumer Protection and Affordable Housing and the Committee on Judiciary and Labor

No. 249 Jointly to the Committee on Transportation and International Affairs and the Committee on Intergovernmental and Military Affairs

No. 252 Committee on Ways and Means

No. 254 Jointly to the Committee on Transportation and International Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 259 Committee on Water, Land, Agriculture and Hawaiian Affairs

No. 260, H.D. 1 Committee on Economic Development and Taxation, then to the Committee on Ways and Means

No. 263, H.D. 1 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety

No. 264 Jointly to the Committee on Tourism and Government Operations and the Committee on Commerce, Consumer Protection and Affordable Housing

No. 276 Jointly to the Committee on Economic Development and Taxation and the Committee on Transportation and International Affairs

No. 278, H.D. 1 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

No. 279 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Intergovernmental and Military Affairs

No. 281 Jointly to the Committee on Health and the Committee on Economic Development and Taxation

No. 282 Jointly to the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs

No. 283, H.D. 1 Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health

No. 284, H.D. 1 Committee on Health, then to the Committee on Ways and Means

No. 287 Committee on Commerce, Consumer Protection and Affordable Housing

No. 288, H.D. 2 Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation

No. 290, H.D. 1 Jointly to the Committee on Transportation and International Affairs and the Committee on Economic Development and Taxation

No. 308 Committee on Intergovernmental and Military Affairs

No. 312, H.D. 1 Committee on Public Safety

No. 315 Jointly to the Committee on Education and the Committee on Transportation and International Affairs

No. 317 Committee on Transportation and International Affairs

No. 325 Jointly to the Committee on Tourism and Government Operations and the Committee on Economic Development and Taxation

No. 326, H.D. 1 Committee on Health, then to the Committee on Ways and Means

No. 329, H.D. 1 Committee on Transportation and International Affairs

RE-REFERRAL OF A HOUSE CONCURRENT RESOLUTION

The Chair re-referred the following House concurrent resolution that was received:

House
Concurrent
Resolution Referred to:

No. 190 Committee on Intergovernmental and Military Affairs

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 1931, S.D. 2 (H.D. 3):

The President appointed Senator Tokuda as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1931, S.D. 2.

H.B. No. 119 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 119, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Tokuda, Slom as managers on the part of the Senate at such conference.

H.B. No. 149, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 149, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Fukunaga, Baker, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 226, H.D. 2 (S.D. 2):

The President discharged Senator Trimble as a manager and appointed Senator Hemmings 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. 226, H.D. 2.

H.B. No. 275, H.D. 1 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Gabbard 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. 275, H.D. 1.

H.B. No. 338, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 338, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, co-chair; Ige, Trimble as managers on the part of the Senate at such conference.

H.B. No. 436, H.D. 1 (S.D. 1):

The President discharged Senator Hemmings as a manager and appointed Senator Whalen 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. 436, H.D. 1.

H.B. No. 483, H.D. 1 (S.D. 1):

The President discharged Senator Slom as a manager and appointed Senator Trimble 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. 483, H.D. 1.

H.B. No. 507, H.D. 2 (S.D. 1):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 507, H.D. 2.

H.B. No. 513 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 513, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 567, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 567, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 575, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 575, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Inouye, Tsutsui, co-chairs; Kim, Trimble as managers on the part of the Senate at such conference.

H.B. No. 639, H.D. 2 (S.D. 1):

The President discharged Senator Trimble as a manager and appointed Senator Gabbard 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. 639, H.D. 2.

H.B. No. 652, H.D. 2 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Hemmings 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. 652, H.D. 2.

H.B. No. 667, H.D. 1 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 667, H.D. 1.

H.B. No. 718 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Hemmings 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. 718.

H.B. No. 760, H.D. 2 (S.D. 2):

The President discharged Senator Gabbard 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. 760, H.D. 2.

H.B. No. 791, H.D. 1 (S.D. 1):

The President discharged Senator Trimble as a manager and appointed Senator Slom 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. 791, H.D. 1.

H.B. No. 831, H.D. 2 (S.D. 1):

The President appointed Senator Hemmings as an additional 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. 831, H.D. 2.

H.B. No. 835, H.D. 2 (S.D. 1):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 835, H.D. 2.

H.B. No. 859, H.D. 2 (S.D. 2):

The President discharged Senator Gabbard 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. 859, H.D. 2.

H.B. No. 869, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 869, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Sakamoto, Menor, Baker, co-chairs; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 895, H.D. 2 (S.D. 1):

The President discharged Senator Hemmings 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. 895, H.D. 2.

H.B. No. 936, H.D. 2 (S.D. 1):

The President discharged Senator Slom as a manager and appointed Senator Gabbard 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. 936, H.D. 2.

H.B. No. 987, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 987, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Nishihara, Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1001, H.D. 2 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Hemmings 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. 1001, H.D. 2.

H.B. No. 1005, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1005, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Gabbard as managers on the part of the Senate at such conference.

H.B. No. 1034 (S.D. 1):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 1034.

H.B. No. 1207 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1207, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1220, H.D. 1 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 1220, H.D. 1.

H.B. No. 1227, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1227, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1270, H.D. 2 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 1270, H.D. 2.

H.B. No. 1277, H.D. 2 (S.D. 3):

The President discharged Senator Trimble as a manager and appointed Senator Slom 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. 1277, H.D. 2.

H.B. No. 1289, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1289, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Baker, co-chairs; Hooser, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1338, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1338, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 1356, H.D. 2 (S.D. 2):

The President discharged Senator Hemmings as a manager and appointed Senator Whalen 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. 1356, H.D. 2.

H.B. No. 1414, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1414, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Fukunaga, Baker, co-chairs; Trimble as managers on the part of the Senate at such conference.

H.B. No. 1452, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1452, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Tsutsui, co-chairs; Trimble as managers on the part of the Senate at such conference.

H.B. No. 1516, H.D. 2 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Whalen 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. 1516, H.D. 2.

H.B. No. 1670, H.D. 2 (S.D. 2):

The President discharged Senator Slom as a manager and appointed Senator Gabbard 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. 1670, H.D. 2.

H.B. No. 1931 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1931, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1950, H.D. 1 (S.D. 2):

The President discharged Senator Hemmings as a manager and appointed Senator Gabbard 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. 1950, H.D. 1

ADJOURNMENT

At 12:16 o'clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 19, 2007.

FIFTY-SECOND DAY

Thursday, April 19, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend John Heidel, President, The Interfaith Alliance Hawaii, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 764 to 768) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 764, advising the Senate of the withdrawal of the nomination of MILTON W.Y. LUM to the Credit Union Advisory Board, under Gov. Msg. No. 515, dated March 13, 2007, was placed on file.

In compliance with Gov. Msg. No. 764, the nomination listed under Gov. Msg. No. 515 was returned.

Gov. Msg. No. 765, informing the Senate that on April 18, 2007, she signed into law Senate Bill No. 1697 as Act 22, entitled: "RELATING TO THE DEFINITION OF 'CONTRACTOR' UNDER THE CONTRACTOR REPAIR ACT," was placed on file.

Gov. Msg. No. 766, informing the Senate that on April 18, 2007, she signed into law House Bill No. 345 as Act 23, entitled: "RELATING TO HOLIDAYS," was placed on file.

Gov. Msg. No. 767, informing the Senate that on April 18, 2007, she signed into law House Bill No. 421 as Act 24, entitled: "RELATING TO SHORT TERM INVESTMENT OF COUNTY MONEYS," was placed on file.

Gov. Msg. No. 768, dated April 18, 2007, transmitting her statement of objections to Senate Bill No. 14 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 18, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 14

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 14, entitled 'A Bill for an Act Relating to the University of Hawaii.'

This bill attempts to implement the provisions of Article X, Section 6 of the State Constitution, approved in 2006. It establishes a seven-member Candidate Advisory Council, exempts this Council from the open meeting provisions of Chapter 92, Hawaii Revised Statutes, increases from twelve to

fifteen the number of University of Hawaii Regents, and establishes geographic criteria for 12 of the Regent positions.

This bill is objectionable because it contradicts what public citizen trusteeship should be – that is, citizens who are independent in their individual and collective judgment and who serve the people of Hawaii, not special interest groups. Instead, Senate Bill No. 14 establishes a narrowly focused constituency-based selection council with each member appointed by seven separate interests, including the All Campus Council of Faculty Senate Chairs, the Executive Council of the University of Hawaii Student Caucus, the Association of Regents Emeritus, and the President of the Alumni Association.

These individuals can recommend as few as only two names to fill a vacancy on the Board of Regents, further contributing to the partisan and narrow focus of potential Regent candidates.

Three nationally recognized and well-respected organizations have expressed serious concerns about the selection process proposed in Senate Bill No. 14 – the Association of Governing Boards of Universities and Colleges (AGB), the Western Association of Schools and Colleges (WASC), and the Accrediting Commission of Community and Junior Colleges (ACCJC). They have, on several occasions, pointed out that the process contained in this bill runs counter to national best practices in university governance.

I do not believe any governor, regardless of party, would agree to a process that is opposed by the President of the University of Hawaii and those very organizations that judge whether to accredit the State's premier institution of higher learning.

I am also troubled by the exemption of the selection council from Part 1, Chapter 92, of the Hawaii Revised Statutes covering open meetings, also known as the Sunshine Law. This blanket exemption would allow this council to conduct its proceedings behind closed doors away from public scrutiny. This increases the possibility of political or partisan overtones in the selection process being hidden from public view. Further, it makes it difficult for the selection council members to be held accountable for the recommendations they make since the public will be unable to observe how certain persons were selected, what qualifications were applied, and what screening process was used.

I affirmatively state that I respect the decision of the electorate in amending the State Constitution to change the method for selecting the Board of Regents. I have demonstrated my commitment to implement this Constitutional change by recommending legislation (House Bill No. 1431/Senate Bill No. 1517) to establish an advisory council to screen and propose candidates for appointment to the Board of Regents. This Administration bill does not create the kind of narrow, constituent approach that Senate Bill No. 14 creates and respects the importance of an open selection process.

Should the Legislature send me a bill that incorporates the unbiased and open approach embodied in House Bill No. 1431/Senate Bill No. 1517, then I would be able to sign that measure without hesitation.

For the foregoing reasons, I am returning Senate Bill No. 14 in its present form without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

MILTON M. ARAKAWA, in accordance with Gov. Msg. No. 421; and

CRAIG A. NEFF, in accordance with Gov. Msg. No. 615.

was placed on file.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1870 and Gov. Msg. Nos. 421 and 615 was deferred until Friday, April 20, 2007.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 792 to 798) were read by the Clerk and were placed on file:

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1871) recommending that the Senate advise and consent to the nominations to the Molokai Irrigation System Water Users Advisory Board of the following:

Hse. Com. No. 792, informing the Senate that the Speaker on April 18, 2007, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bill:

STEVEN L. ARCE, in accordance with Gov. Msg. No. 636; and

H.B. No. 1608 (S.D.3):

KATHY M. HANCOCK, in accordance with Gov. Msg. No. 637.

Representatives Souki, Evans, Waters, co-chairs; McKelvey, Pine.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1871 and Gov. Msg. Nos. 636 and 637 was deferred until Friday, April 20, 2007.

Hse. Com. No. 793, informing the Senate that the Speaker on April 18, 2007, made the following changes to the conferees on the following bills:

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1872) recommending that the Senate advise and consent to the nomination of JAMES A. FRAZIER to the Commission on Water Resource Management, in accordance with Gov. Msg. No. 682.

H.B. No. 1339, H.D. 1 (S.D. 1):

Added Representative Yamane as a manager.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1872 and Gov. Msg. No. 682 was deferred until Friday, April 20, 2007.

S.B. No. 11, S.D. 3 (H.D. 2):

Representative Ward replaced Representative Wakai.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1873) recommending that the Senate advise and consent to the nomination of MARIE C. LADERTA as Director of the Department of Human Resources Development, in accordance with Gov. Msg. No. 274.

S.B. No. 1425, S.D. 2 (H.D. 1):

Added Representatives Har and McKelvey as managers
Representative Finnegan replaced Representative Awana.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1873 and Gov. Msg. No. 274 was deferred until Friday, April 20, 2007.

Hse. Com. No. 794, returning S.C.R. No. 56, S.D. 1, which was adopted by the House of Representatives on April 18, 2007.

Hse. Com. No. 795, returning S.C.R. No. 78, S.D. 1, which was adopted by the House of Representatives on April 18, 2007.

Hse. Com. No. 796, returning S.C.R. No. 192, which was adopted by the House of Representatives on April 18, 2007.

Hse. Com. No. 797, returning S.C.R. No. 206, which was adopted by the House of Representatives on April 18, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1874) recommending that the Senate advise and consent to the nomination of NEIL S. MACNAUGHTON RN, PHD to the Center for Nursing Advisory Board, in accordance with Gov. Msg. No. 644.

Hse. Com. No. 798, informing the Senate that the Speaker on April 18, 2007, made the following changes to the conferees on the following bills:

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1874 and Gov. Msg. No. 644 was deferred until Friday, April 20, 2007.

H.B. No. 1414, H.D. 1 (S.D. 2):

Discharged all House conferees.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1875) recommending that the Senate advise and consent to the nomination of ROSE Y. TSENG to the Education Commission of the States, in accordance with Gov. Msg. No. 687.

H.B. No. 1818, H.D. 2 (S.D. 1):

Discharged all House conferees.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1875 and Gov. Msg. No. 687 was deferred until Friday, April 20, 2007.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1870) recommending that the Senate advise and consent to the nominations to the Kaho'olawe Island Reserve Commission of the following:

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

ORDER OF THE DAY**ADVISE AND CONSENT**

Stand. Com. Rep. No. 1857 (Gov. Msg. Nos. 304, 305, 513 and 514):

Senator Kokubun moved that Stand. Com. Rep. No. 1857 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Hawai'i Community Development Authority (HCDA) of the following:

GRADY L. CHUN, term to expire June 30, 2011 (Gov. Msg. No. 304);

PAUL KEN KIMURA, term to expire June 30, 2011 (Gov. Msg. No. 305);

CHRISTOPHER TAKAAKI KOBAYASHI, term to expire June 30, 2011 (Gov. Msg. No. 513); and

DEXTER NORIFUMI OKADA, term to expire June 30, 2011 (Gov. Msg. No. 514),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1858 (Gov. Msg. No. 570):

Senator Taniguchi moved that Stand. Com. Rep. No. 1858 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MICHAEL HOWDEN to the Board of Acupuncture, term to expire June 30, 2011, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1859 (Gov. Msg. Nos. 526, 527 and 528):

Senator Taniguchi moved that Stand. Com. Rep. No. 1859 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the State Board of Nursing of the following:

NATHANIEL M. APATOV RN, CRNA, PHD, term to expire June 30, 2010 (Gov. Msg. No. 526);

STEPHEN A. KULA PHD, term to expire June 30, 2010 (Gov. Msg. No. 527); and

CECILIA P.S. MUKAI PHD, term to expire June 30, 2010 (Gov. Msg. No. 528),

seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1860 (Gov. Msg. Nos. 645 and 646):

Senator Taniguchi moved that Stand. Com. Rep. No. 1860 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

KEVIN K. LUI OD, term to expire June 30, 2011 (Gov. Msg. No. 645); and

HENRY LYMAN MAKINI, term to expire June 30, 2011 (Gov. Msg. No. 646),

seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1861 (Gov. Msg. Nos. 650 and 651):

Senator Taniguchi moved that Stand. Com. Rep. No. 1861 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Pharmacy of the following:

PATRICK LEE ADAMS, term to expire June 30, 2008 (Gov. Msg. No. 650); and

STANLEY M. CHOW, term to expire June 30, 2011 (Gov. Msg. No. 651),

seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1862 (Gov. Msg. No. 652):

Senator Taniguchi moved that Stand. Com. Rep. No. 1862 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of ROBERT KISSENBERGER MSPT to the Board of Physical Therapy, term to expire June 30, 2011, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1863 (Gov. Msg. No. 529):

Senator Taniguchi moved that Stand. Com. Rep. No. 1863 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of ELAINE MARIE HEIBY to the Board of Psychology, term to expire June 30, 2011, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1864 (Gov. Msg. No. 708):

Senator Taniguchi moved that Stand. Com. Rep. No. 1864 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of JENNY C. WELLS to the Board of Speech Pathology and Audiology, term to expire June 30, 2010, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1865 (Gov. Msg. Nos. 660 and 661):

Senator Taniguchi moved that Stand. Com. Rep. No. 1865 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Veterinary Examiners of the following:

ELWOOD ICHIRO KITA, term to expire June 30, 2010 (Gov. Msg. No. 660); and

REBECCA H. RHOADES D.V.M., term to expire June 30, 2009 (Gov. Msg. No. 661),

seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1868 (Gov. Msg. No. 358):

Senator Kokubun moved that Stand. Com. Rep. No. 1868 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 ROBERT J. PACHECO to the Board of Land and Natural Resources, 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, 25. Noes, none.

Stand. Com. Rep. No. 1869 (Gov. Msg. No. 571):

Senator Kokubun moved that Stand. Com. Rep. No. 1869 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 STANTON K. ENOMOTO to the Hawai'i Community Development Authority (HCDA), 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, 25. Noes, none.

Stand. Com. Rep. No. 1866 (Jud. Com. No. 2):

Senator Hee moved that Stand. Com. Rep. No. 1866 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate consent to the nomination of HARRY P.N.S. FREITAS to the office of Judge, District Court of the Third Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Kokubun.

Senator Hee rose to speak in support of the nominee and said:

"Madam President, members, I rise to speak in strong support of the nominee, Harry P. Freitas for District Court of the Third Circuit in Hilo.

"Members, Mr. Freitas is, in my view, a true local boy from the standpoint of his work experiences, and if you will allow me some indulgence, I would like to express some of the strong points of Mr. Freitas's career and what brought him to this place before the Honorable Body of the Senate.

"Mr. Freitas is a graduate of Damien High School. He was at one time a member of HPD, and he was at one time a member of HFD as a firefighter. Mr. Freitas went on to graduate from law school, and, typically, he served as a former member of the Public Defender's Office and has served as a Prosecutor. He has dedicated his life to those in need, those like him, and to the State of Hawaii. He is, I learned, a son of Windward Oahu, and in particular, Kahalu'u. Actually, his father lives down the road from me. His father sees me from time to time when I run in the morning and he picks up his morning paper. Just as an aside, his father said that he hasn't seen me running lately, and I said the business of being a part of Senator Hanabusa's team precludes the running. (Laughter.) He indicated that he has at times thought of throwing the newspaper at me when I ran . . . to get me to go faster, no doubt.

"Mr. Freitas received all supporting testimony. He is a true son of Hawaii, someone who has represented his community with great pride and great distinction, and someone who will serve in the people's court in Hilo with honor. So, members, I urge you to strongly support Harry Freitas as the next District Court Judge for Hilo.

"Thank you."

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

Ayes, 25. Noes, none.

At this time, Senator Hee introduced Judge Freitas and his family to the members of the Senate.

Stand. Com. Rep. No. 1867 (Gov. Msg. No. 681):

Senator Hee moved that Stand. Com. Rep. No. 1867 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate consent to the nomination of RANDAL VALENCIANO to the office of Judge, Circuit Court of the Fifth Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Kokubun.

Senator Hee rose in support and stated:

"Madam President and members, I rise to speak in strong support of Randal Valenciano as Circuit Court Judge for the Island of Kauai.

"Like Judge Freitas, Randal Valenciano is a son of Hawaii, is someone who has dedicated his life to public service. Like all of you, he has served in elected office. He, like Judge Freitas, was at one time a member of the Public Defender's Office, was also a Prosecuting Attorney, was also in private practice, and is unanimously endorsed by the Island of Kauai. I am privileged to stand in support of Judge-to-be Randal Valenciano and I would now yield the mike, with your permission, Madam President, to the Senator from the Island of Kauai who wishes to make a few remarks."

Senator Hooser rose to support the nominee as follows:

"Madam President, I rise in great support with great pleasure in support of Gov. Msg. No. 681.

"There's no better person, in my opinion, than Randal Grant Bolosan Valenciano to fill the vacancy in the Fifth Circuit Court left by the retirement of a respected Kauai Judge, George Masuoka. Randal was born in 1958 and is the youngest of six children of Placido and Maria Valenciano. I would say today that this is more than a confirmation of a judge; this is in effect the confirmation of a dream – the dream of Randal's father and mother, Placido and Maria Valenciano, a dream of hard work, perseverance, and one might say, 'the American Dream.'

"Placido, who turned 90 in March, could not be with us today because his health is not well, but he is a proud member of the Sakada generation who immigrated at age 10 from Ilocos Norte in the Philippines in 1928 with his father and brother. Placido's first job was to deliver lunches to lunas at Olokele Sugar Plantation and remained at Olokele for all of his working career, retiring as a journeyman welder in 1980. Randal's mother, Maria, was a nurse at Waimea Hospital, and the two of them put six children through college.

"Immigrating in 1928 to work on the sugar plantations, they worked hard and were able to put all six of their children through college. The values of hard work and education are engrained in each and every one of them – Patricia Pablo works in public health on Kauai; Glenda Miyazaki is a principal at Waimea High School, or Canyon School; Marilyn Billingsley is a speech therapist in Honolulu; Crystal Rowe is a special education teacher at Kapaa Middle School; Placido, Jr. is a physical therapist at Mahelona Hospital; and the youngest is the one we have here today, Randal Grant Bolosan Valenciano.

"I'm very proud to stand here and support Mr. Valenciano, a graduate of Waimea High School, the University of Oregon, and the University of Washington Law School. He served as a

Deputy Public Defender and as a Deputy Prosecutor. He has had his own practice, and I had the pleasure of serving with him on the Kauai County Council. He is a man with a diverse and qualified background. He is a member of a wide variety of organizations – president of the Friends of Kauai Drug Court; he coaches mock trial, football, the list goes on and on.

"Placido and Maria Valenciano not only taught their children the value of hard work and education, they also stressed devotion to family and an unwavering love of God. Randal has learned these lessons well and remains a dedicated family man as well as a loyal church member and central figure in the Kauai community.

"The letters that poured into the Judiciary Committee praising Mr. Valenciano consistently used words like fair, compassionate, sincere, honest and ethical. Lifelong Kauai resident Barbara Bulatao-Franklin reflected the thoughts of many supporters when she wrote that 'Randal Valenciano is an honorable person and a devoted husband to his wife and father to his children. He is a role model to our youth, our community, and our Filipino culture.'

"Brian Fujiuchi, retired Kauai Chief of Police, testified that 'Randal Valenciano is respected within the island community and is always involved with the activities of his children – two daughters and a son. He gives unselfishly of himself in community volunteer events.'

"Don Heacock, Kauai District Aquatic Biologist, wrote that 'Randal Valenciano is a man of the highest ethical standards, a critical thinker who can analyze complex issues quickly and reach fair and equitable decisions.'

"I've known this man for many years. I've served with him on the Kauai County Council. I've watched his children grow up, and I'm 100 percent confident that Randal Grant Bolosan Valenciano will serve with distinction, and I urge all of my colleagues to vote enthusiastically in favor of his appointment to Kauai Circuit Court of the Fifth Circuit, State of Hawaii. Thank you."

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

Ayes, 25. Noes, none.

At this time, Senator Hee introduced Judge Valenciano and his family to the members of the Senate.

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:06 o'clock p.m.

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM WEDNESDAY, APRIL 18, 2007

Stand. Com. Rep. No. 1856 (H.C.R. No. 291):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 291, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE WORLD HEALTH ORGANIZATION TO CONFER 'OBSERVER STATUS' UPON TAIWAN IN ORDER TO PERMIT TAIWAN'S PARTICIPATION IN THE WORLD HEALTH ORGANIZATION'S PROGRAMS AND ACTIVITIES," was adopted.

At 12:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 o'clock p.m.

Senator Inouye, Chair of the Committee on Intergovernmental and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 190, and the Chair then granted the waiver.

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following resolutions:

H.C.R. No. 141;
H.C.R. No. 217; and
H.C.R. No. 344,

and the Chair granted the waiver.

REFERRAL OF A HOUSE CONCURRENT RESOLUTION

The Chair referred the following House concurrent resolution that was received on Monday, April 16, 2007:

House
Concurrent
Resolution Referred to:

No. 240, H.D. 1 Committee on Transportation and
International Affairs, then to the Committee on Ways and
Means

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 750, S.D. 3 (H.D. 2):

The President discharged Senator Trimble as a manager and appointed Senator Hemmings as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 750, S.D. 3.

H.B. No. 1004, H.D. 2 (S.D. 1):

The President discharged Senator Fukunaga as a manager and appointed her as a co-chair 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. 1004, H.D. 2.

H.B. No. 1630, H.D. 2 (S.D. 2):

The President appointed Senator Sakamoto as an additional 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. 1630, H.D. 2.

H.B. No. 1931 (S.D. 1):

The President appointed Senator Menor as a co-chair 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. 1931.

ADJOURNMENT

At 12:12 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:00 o'clock a.m., Friday, April 20, 2007.

FIFTY-THIRD DAY

Friday, April 20, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:04 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Kumu Poni Kamaau, after which the Roll was called showing all Senators present with the exception of Senators Hanabusa and Taniguchi who were excused.

The Chair announced that she had read and approved the Journal of the Fifty-Second Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 769 to 772) were read by the Clerk and were placed on file:

Gov. Msg. No. 769, dated April 16, 2007, transmitting the General Obligation Bond Fund Appropriation for Youth Residential Programs, HMS 503, Progress Report, prepared by the Office of Youth Services, Hawaii Youth Correctional Facility, pursuant to Act 160, Section 91.1, SLH 2006.

Gov. Msg. No. 770, dated April 16, 2007, transmitting the Brownfields Cleanup Revolving Loan Fund 2006 Annual Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 173, SLH 2002.

Gov. Msg. No. 771, informing the Senate that on April 19, 2007, she signed into law House Bill No. 1376 as Act 25, entitled: "RELATING TO PETROLEUM-CONTAMINATED SOIL."

Gov. Msg. No. 772, informing the Senate that on April 19, 2007, she signed into law House Bill No. 1294 as Act 26, entitled: "RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 799 and 800) were read by the Clerk and were placed on file:

Hse. Com. No. 799, informing the Senate that the Speaker on April 19, 2007, made the following changes to the conferees on the following bills:

H.B. No. 831, H.D. 2 (S.D. 1):

Added Representative Manahan as a manager.

H.B. No. 1270, H.D. 2 (S.D. 2):

Added Representative Chong as co-chair.

H.B. No. 1277, H.D. 2 (S.D. 3):

Added Representative Shimabukuro as co-chair.

Hse. Com. No. 800, 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. 1414, H.D. 1 (S.D. 2); and

H.B. No. 1818, H.D. 2 (S.D. 1).

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1876) recommending that the Senate advise and consent to the nominations to the Endangered Species Recovery Committee of the following:

CLIFFORD W. MORDEN, in accordance with Gov. Msg. No. 334; and

PATRICK JAMES HART, in accordance with Gov. Msg. No. 591.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1876 and Gov. Msg. Nos. 334 and 591 was deferred until Monday, April 23, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1877) recommending that the Senate advise and consent to the nominations to the Land Use Commission of the following:

HOWARD H. HAMAMOTO, in accordance with Gov. Msg. No. 618; and

VLADIMIR PAUL DEVENS, in accordance with Gov. Msg. No. 703.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1877 and Gov. Msg. Nos. 618 and 703 was deferred until Monday, April 23, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1878) recommending that H.C.R. No. 127 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1878 and H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM THE LAST WEEK IN JULY OF EACH YEAR AS CONSERVATION WEEK," was deferred until Monday, April 23, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1879) recommending that H.C.R. No. 265 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1879 and H.C.R. No. 265, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE NOMINATION AND DESIGNATION OF THE NORTHWESTERN HAWAIIAN ISLANDS MARINE NATIONAL MONUMENT, PAPA HANAUMOKU AKEA, AS A WORLD HERITAGE SITE," was deferred until Monday, April 23, 2007.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1880) recommending that H.C.R. No. 58, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1880 and H.C.R. No. 58, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL

BRANCHES OF THE UNITED STATES GOVERNMENT TO PROHIBIT DUMPING OF VESSEL SEWAGE IN FEDERAL WATERS IN THE VICINITY OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY," was deferred until Monday, April 23, 2007.

Senators Chun Oakland and English, for the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 1881) recommending that H.C.R. No. 129, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1881 and H.C.R. No. 129, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAII," was deferred until Monday, April 23, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1870 (Gov. Msg. Nos. 421 and 615):

Senator Kokubun moved that Stand. Com. Rep. No. 1870 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Kaho'olawe Island Reserve Commission of the following:

MILTON M. ARAKAWA, term to expire June 30, 2011 (Gov. Msg. No. 421); and

CRAIG A. NEFF, term to expire June 30, 2011 (Gov. Msg. No. 615),

seconded by Senator Tokuda.

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

Ayes, 21. Noes, none. Excused, 4 (Fukunaga, Hanabusa, Ihara, Taniguchi).

Stand. Com. Rep. No. 1871 (Gov. Msg. Nos. 636 and 637):

Senator Kokubun moved that Stand. Com. Rep. No. 1871 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Molokai Irrigation System Water Users Advisory Board of the following:

STEVEN L. ARCE, term to expire June 30, 2009 (Gov. Msg. No. 636); and

KATHY M. HANCOCK, term to expire June 30, 2011 (Gov. Msg. No. 637),

seconded by Senator Tokuda.

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

Ayes, 21. Noes, none. Excused, 4 (Fukunaga, Hanabusa, Ihara, Taniguchi).

Stand. Com. Rep. No. 1872 (Gov. Msg. No. 682):

Senator Kokubun moved that Stand. Com. Rep. No. 1872 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 JAMES A. FRAZIER to the Commission on Water Resource Management, 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, 21. Noes, none. Excused, 4 (Fukunaga, Hanabusa, Ihara, Taniguchi).

Stand. Com. Rep. No. 1874 (Gov. Msg. No. 644):

Senator Sakamoto moved that Stand. Com. Rep. No. 1874 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 NEIL S. MACNAUGHTON RN, PHD to the Center for Nursing Advisory Board, 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, 21. Noes, none. Excused, 4 (Fukunaga, Hanabusa, Ihara, Taniguchi).

Stand. Com. Rep. No. 1875 (Gov. Msg. No. 687):

Senator Sakamoto moved that Stand. Com. Rep. No. 1875 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 ROSE Y. TSENG to the Education Commission of the States, 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, 21. Noes, none. Excused, 4 (Fukunaga, Hanabusa, Ihara, Taniguchi).

Stand. Com. Rep. No. 1873 (Gov. Msg. No. 274):

Senator Hee moved that Stand. Com. Rep. No. 1873 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of MARIE C. LADERTA as Director of the Department of Human Resources Development, term to expire December 6, 2010, seconded by Senator Kokubun.

Senator Hee rose to support the nominee as follows:

"Madam President, I am rising to speak in strong support of Marie Laderta with respect to Gov. Msg. No. 274 to serve a second term as the Director of the Department of Human Resources Development, also known as DHRD.

“Marie Laderta, in my view, is one of a kind. I thought Kurt Kawafuchi was one of a kind, but he pales in comparison to Marie Laderta. I was thanked by Ms. Laderta recently for encouraging the Committee to confirm her, and in the commission of thanking me, she offered to write the Committee Report. I accepted. (Laughter.) And I offered to her to write her Floor speech, and she has accepted. So as you can see, this is a bipartisan, unilateral effort between Marie and me this morning.

“So if you allow the indulgence of Marie and me, I would like to proceed by saying to you first of all that as Deputy Director for Taxation with Kurt Kawafuchi, it should be not unnoticed that both of them became famous as a result of being appointed as Deputy Attorney Generals by none other than Earl Anzai, which might explain Kurt Kawafuchi’s coif.

“She has, according to her Floor speech for me, received from state colleagues, county colleagues, union leaders, and family and friends all attesting to the positive qualities possessed by Marie and necessary to be an effective DHRD Director and public servant. She’s an excellent leader, according to Marie. She’s honest and forthright, unafraid to make tough decisions, able to focus and build on staff strengths, invests in our youth, and to the extent some of you may wish to have a speech writer, obviously, generous with the ability to communicate with individuals on all different levels, and she goes over and beyond the call of duty. And that’s the first sentence, members, to which I am pleased to read for her. (Laughter.)

“Her accomplishments – she first was appointed in ’05, and in less than a two-year period, here are but a few. She implemented the Kama’aina Stay Home High School Outreach Recruitment program which showcases the many state government job opportunities that may be available to our youth. She has implemented a new pilot web-based recruitment process, led all parties toward settling the recent HGEA collective bargaining negotiations as the State’s Chief Negotiator, and I might add that this is one of those rare occasions where binding arbitration is not part of the equation this year. And to that, seriously, she deserves a tremendous amount of proper congratulations.

“She has a goal to streamline the recruitment process to allow state agencies to fill vacancies quickly with qualified people. And I might add that she is aware and fully cognizant that one of the greatest challenges as the DHRD Director is to deal with the impending retirement that most of the baby boomers are now entering in and the obvious vacuum that will be created as a result.

“I have two (I can’t remember what you call that; I’ve been so long out of school) visual aids! (Laughter.) The first is . . . I think it’s a cock-a-roach or something; it might be a lady bug or a spider, but anyway, it’s a gift to Ms. Laderta and Mrs. Sumida from second graders at a school on the Windward side where she has participated in – as well as to show you that as a state worker she goes beyond the call – ‘How the B-52 cock-a-roach learned to fly.’ And so she spends quite a bit of her time in schools as a volunteer.

“Members, when I first met Marie, I must admit there was wonderment about her because she seems to always be ‘plugged in’ to me. She’s very active and she talks very quickly. I think it’s the result of being from Hong Kong, but I’m not sure, or Taiwan, but definitely from the East. But I’ve never met any department director, and I’ve been around a long time, who’s had nothing but nice things to say about everybody and always had a smile on her face even though I must admit there were

times I wondered why. But that is Marie Laderta and I’m very proud and very privileged at this time to encourage all my colleagues to support Marie Laderta for a second term as the Director of the Department of Human Resources Development.

“Thank you, Madam President.”

Senator Gabbard rose to speak in support of the nomination and said:

“Madam Vice President, I rise in support of the confirmation of Ms. Marie Laderta as the Director of the Department of Human Resources.

“On behalf of the Minority, colleagues, we know that Marie has done a good job in managing the department. She has received overwhelming testimony in her support. She has the respect of the employees in her department, and quite frankly, she’s the best person on the job. So I would urge you to vote ‘yes’ on her confirmation.

“Thank you, Madam President.”

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

Ayes, 23. Noes, none. Excused, 2 (Hanabusa, Taniguchi).

At this time, Senator Hee introduced Ms. Laderta and her family to the members of the Senate.

At 11:17 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:25 o’clock a.m.

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The Chair re-referred the following House concurrent resolutions that were received:

House Concurrent Resolution	Referred to:
No. 194, H.D. 1	Committee on Judiciary and Labor
No. 288, H.D. 2	Committee on Tourism and Government Operations

APPOINTMENT OF CONFEREES

S.B. No. 870, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 870, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 992, S.D. 1 (H.D. 2):

The President appointed Senators Baker and Fukunaga as co-chairs on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 992, S.D. 1.

Senator Baker rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege.

“Colleagues, all of us are aware of the tragic events at Virginia Tech University in the Commonwealth of Virginia earlier this week. Our colleagues in the Virginia Commonwealth have declared that today is a day of mourning, and our Governor responded with a similar proclamation. So in that vein, as we adjourn our Session today, I ask that we do so on a rising vote to express our solidarity with our colleagues in the Commonwealth, and in offering prayers for the families of those who were slaughtered and for the healing in that community and in our country.

“Thank you, Madam President.”

Senator Sakamoto rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Following up on our Maui Senator’s comment, I believe people like Mr. Cho could have been helped. Sadly, I’m not here to blame who could have helped, but I believe many of our educators, many of our counselors are people who have prevented such tragedies here and we want to honor those who do that. Many people in this room have mentored or are able to mentor people, and I think we all – us here, the educators, all of the general public – need to look to people who are struggling, look to people who need help, and do our part, our small grain of sand, to keep tragedies such as this from happening.

“Thank you.”

ADJOURNMENT

At 11:29 o’clock a.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, April 23, 2007, on a rising vote, observing a moment of silence for the victims of the tragedy at Virginia Tech University.

FIFTY-FOURTH DAY

Monday, April 23, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:51 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Deacon Walter Yoshimitsu, Chancellor, Catholic Diocese of Honolulu, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 773 to 781) were read by the Clerk and were placed on file:

Gov. Msg. No. 773, letter dated April 19, 2007, transmitting a proposed conference draft amending S.B. No. 1382 to fund agreements ratified by the members of Bargaining Units 2, 3, 4, 6, 8 and 13.

Gov. Msg. No. 774, letter dated April 19, 2007, transmitting a proposed conference draft amending S.B. No. 1385 to fund agreements in anticipation of union ratification by the members of Bargaining Unit 5.

Gov. Msg. No. 775, letter dated April 19, 2007, transmitting a proposed conference draft amending S.B. No. 1388 to fund the arbitration award decision of the arbitration panel appointed for Bargaining Unit 9.

Gov. Msg. No. 776, informing the Senate that on April 20, 2007, she signed into law House Bill No. 1157 as Act 27, entitled: "RELATING TO DANGEROUS DRUGS."

Gov. Msg. No. 777, informing the Senate that on April 20, 2007, she signed into law House Bill No. 1225 as Act 28, entitled: "RELATING TO SALARY PAYMENTS."

Gov. Msg. No. 778, informing the Senate that on April 20, 2007, she signed into law House Bill No. 1287 as Act 29, entitled: "RELATING TO UNCLAIMED PROPERTY."

Gov. Msg. No. 779, informing the Senate that on April 20, 2007, she signed into law House Bill No. 1007 as Act 30, entitled: "RELATING TO FAMILY SELF-SUFFICIENCY."

Gov. Msg. No. 780, informing the Senate that on April 20, 2007, she signed into law Senate Bill No. 1968 as Act 31, entitled: "RELATING TO THE HAWAII NATIONAL GUARD."

Gov. Msg. No. 781, letter dated April 20, 2007, transmitting a proposed conference draft amending S.B. No. 1389 to fund agreements in anticipation of union ratification by the members of Bargaining Unit 10.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 801 to 806) were read by the Clerk and were placed on file:

Hse. Com. No. 801, informing the Senate that the Speaker on April 19, 2007, made the following changes to the conferees on the following bills:

H.B. No. 149, H.D. 2 (S.D. 2):

Added Representative Chong as a manager.

H.B. No. 154, H.D. 1 (S.D. 1):

Representative B. Oshiro replaced Representative Waters as co-chair.

H.B. No. 317, H.D. 2 (S.D. 2):

Added Representative Chong as a manager.

H.B. No. 356, H.D. 2 (S.D. 1):

Representative B. Oshiro replaced Representative Waters as co-chair.

H.B. No. 375, H.D. 1 (S.D. 2):

Representative B. Oshiro replaced Representative Waters as co-chair.

H.B. No. 1289, H.D. 2 (S.D. 3):

Added Representative Chong as a manager.

H.B. No. 1411, H.D. 2 (S.D. 1):

Added Representative Chong as a manager.

H.B. No. 1608 (S.D. 3):

Representative B. Oshiro replaced Representative Waters as co-chair.

H.B. No. 1757, H.D. 1 (S.D. 3):

Representative B. Oshiro replaced Representative Waters as co-chair.

S.B. No. 139, S.D. 1 (H.D. 1):

Added Representative Chong as a manager.

S.B. No. 148, S.D. 2 (H.D. 1):

Added Representative Chong as a manager.

S.B. No. 678, S.D. 1 (H.D. 1):

Added Representative Chong as a manager.

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

Representative B. Oshiro replaced Representative Waters as co-chair.

S.B. No. 1034, S.D. 2 (H.D. 1):

Added Representative Chong as a manager.

S.B. No. 1515, S.D. 2 (H.D. 2):

Representative B. Oshiro replaced Representative Waters as co-chair.

S.B. No. 1928, S.D. 2 (H.D. 3):

Representative B. Oshiro replaced Representative Waters as co-chair.

Hse. Com. No. 802, returning S.C.R. No. 122, S.D. 1, which was adopted by the House of Representatives on April 20, 2007.

Hse. Com. No. 803, returning S.C.R. No. 136, S.D. 1, which was adopted by the House of Representatives on April 20, 2007.

Hse. Com. No. 804, 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 20, 2007:

H.B. No. 1414, H.D. 1, S.D. 2; and
H.B. No. 1818, H.D. 2, S.D. 1.

Hse. Com. No. 805, informing the Senate that the Speaker on April 23, 2007, made the following changes to the conferees on the following bill:

H.B. No. 639, H.D. 2 (S.D. 1):

Representative M. Oshiro replaced Representative Carroll as co-chair.
Added Representative Carroll as a manager.

Hse. Com. No. 806, informing the Senate that the Speaker on April 23, 2007, made the following change to the conferees on the following bill:

H.B. No. 1292, H.D. 1 (S.D. 1):

Added Representative Souki as a manager.

CONFERENCE COMMITTEE REPORTS

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. 1529, S.D. 2, presented a report (Conf. Com. Rep. No. 1) recommending that S.B. No. 1529, 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. 1 and S.B. No. 1529, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," 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. 1709, S.D. 1, presented a report (Conf. Com. Rep. No. 2) recommending that S.B. No. 1709, 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. 2 and S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," 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. 946, S.D. 2, presented a report (Conf. Com. Rep. No. 3) recommending that S.B. No. 946, 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. 3 and

S.B. No. 946, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1882) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

DUTCHIE K. SAFFREY, in accordance with Gov. Msg. No. 418; and

CYNTHIA S.H. NAZARA, in accordance with Gov. Msg. No. 522.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1882 and Gov. Msg. Nos. 418 and 522 was deferred until Tuesday, April 24, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1883) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Kaua'i and Ni'ihau of the following:

BARBARA JEAN SAY, in accordance with Gov. Msg. No. 420; and

LEIANA P. ROBINSON, in accordance with Gov. Msg. No. 523.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1883 and Gov. Msg. Nos. 420 and 523 was deferred until Tuesday, April 24, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1884) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai of the following:

CLOTHILDA PUALANI PAOA, in accordance with Gov. Msg. No. 422; and

LYNNE HISAE TAKIGUCHI, in accordance with Gov. Msg. No. 473.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1884 and Gov. Msg. Nos. 422 and 473 was deferred until Tuesday, April 24, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1885) recommending that the Senate advise and consent to the nomination of CY M. BRIDGES to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 702.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1885 and Gov. Msg. No. 702 was deferred until Tuesday, April 24, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1886) recommending that the Senate advise and consent to the nomination of SANDRA AU FONG to the State Foundation on Culture and the Arts Commission, in accordance with Gov. Msg. No. 572.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1886 and Gov. Msg. No. 572 was deferred until Tuesday, April 24, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1887) recommending that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ELAINE NICKIE HINES, in accordance with Gov. Msg. No. 616; and

JENNIFER L. VIERNES, in accordance with Gov. Msg. No. 617.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1887 and Gov. Msg. Nos. 616 and 617 was deferred until Tuesday, April 24, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1888) recommending that the Senate advise and consent to the nomination of JASON C.K. IKAIKA HAUANIO to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, in accordance with Gov. Msg. No. 643.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1888 and Gov. Msg. No. 643 was deferred until Tuesday, April 24, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1889) recommending that the Senate advise and consent to the nomination of JOSE RICARDO DA SILVA DIOGO to the Board of Taxation Review, 4th Taxation District (Kaua'i), in accordance with Gov. Msg. No. 658.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1889 and Gov. Msg. No. 658 was deferred until Tuesday, April 24, 2007.

Senator Inouye, for the Committee on Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1890) recommending that H.C.R. No. 190 be adopted.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 o'clock p.m.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT H.R. 1287 AND S. 671 RELATING TO FILIPINO FAMILY REUNIFICATION, OR SIMILAR LEGISLATION, TO PROVIDE PRIORITY ISSUANCE OF VISAS TO FILIPINO VETERANS' CHILDREN WITH APPROVED IMMIGRATION PETITIONS," was adopted.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1891) recommending that H.C.R. No. 82 be adopted.

Senator Ige moved that Stand. Com. Rep. No. 1891 and H.C.R. No. 82 be adopted, seconded by Senator Whalen.

Senator Slom rose in opposition to the measure as follows:

"Madam President, I rise to speak in opposition to H.C.R. No. 82.

"As I had indicated in our Committee meeting last week, I was very troubled by this resolution because in its five pages it tries to go in several different directions. It calls for a Hawaiian Restoration Day, and those that supported this resolution said that basically it was a time to bring people together, a time to recognize historic facts and to honor Grover Cleveland.

"Madam President, if the resolution in fact were designed to honor President Grover Cleveland, that would be one thing and I'd be all for it. If in fact the resolution were designed to bring people together and use Restoration Day as a time to move on, I would support that also. But Madam President, in reading the five pages of this resolution, I'm troubled because it keeps bringing up divisive arguments about 'intrigue, subterfuge, betrayal, incomparable alliances, conspiracy, deception, imperialism, and expansion.' Nowhere does this resolution really seek to restore or to have people move on, and I've been very troubled over the last several years of the growing divisiveness between our peoples in terms of looking at historical facts with the overthrow and some of the generalities and flat out misconceptions and misstatements that have been made about it.

"So, for these reasons, Madam President, I'm casting a 'no' vote and I urge members to consider carefully what it is that they are agreeing to. Grover Cleveland, for example, as I say, if the resolution would have been aimed about saying he was a great man and he supported the Hawaiian Monarch, that would have been fine, except Grover Cleveland, the President, also made three specific pledges to the Hawaiian Kingdom and none of those pledges were ever kept by President Grover Cleveland.

"So, thank you for the opportunity, Madam President."

Senators Taniguchi, Sakamoto and Baker requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was then put by the Chair and carried, the report of the majority of the Committee was adopted and H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING APRIL 30 OF EVERY YEAR AS HAWAIIAN RESTORATION DAY," was adopted with Senators Baker, Sakamoto and Taniguchi voting "Aye, with Reservations" and Senators Hemmings, Slom and Trimble voting "No."

Senators Kokubun and Menor, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 1892) recommending that H.C.R. No. 231, H.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 231, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE AND SUPPORT FEDERAL LEGISLATION TO ADDRESS CONCERNS REGARDING THE INSPECTION OF PLANTS AND PRODUCTS FROM FOREIGN COUNTRIES TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE," was adopted.

Senators Menor and Kokubun, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a joint report

(Stand. Com. Rep. No. 1893) recommending that H.C.R. No. 84, as amended in S.D. 1, be adopted.

Senator Menor moved that Stand. Com. Rep. No. 1893 and H.C.R. No. 84, S.D. 1, be recommitted jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, seconded by Senator Kokubun.

Senator Menor noted:

“Madam President, the reason why we need to recommit this reso is because several of the clauses in the resolution need to be examined more carefully and reworked. As such, I’m requesting the recommittal.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1893 and H.C.R. No. 84, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON EXISTING MARINE PROTECTED AREAS,” were recommitted jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1894) recommending that H.C.R. No. 170, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 170, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH A TASK FORCE TO DEVELOP LONG-TERM SOLUTIONS TO EFFECTIVELY PROTECT THE LIVESTOCK INDUSTRY IN HAWAII,” was adopted.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Taxation, presented a joint report (Stand. Com. Rep. No. 1895) recommending that H.C.R. No. 292, as amended in S.D. 1, be adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 292, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION RECOGNIZING THE NUUANU-LILIHA CORRIDOR AS THE NUUANU-LILIHA HISTORIC CORRIDOR,” was adopted.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1876 (Gov. Msg. Nos. 334 and 591):

Senator Kokubun moved that Stand. Com. Rep. No. 1876 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Endangered Species Recovery Committee of the following:

CLIFFORD W. MORDEN, term to expire June 30, 2009 (Gov. Msg. No. 334); and

PATRICK JAMES HART, term to expire June 30, 2011 (Gov. Msg. No. 591),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1877 (Gov. Msg. Nos. 618 and 703):

Senator Kokubun moved that Stand. Com. Rep. No. 1877 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Land Use Commission of the following:

HOWARD H. HAMAMOTO, term to expire June 30, 2010 (Gov. Msg. No. 618); and

VLADIMIR PAUL DEVENS, term to expire June 30, 2011 (Gov. Msg. No. 703),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 20, 2007

Stand. Com. Rep. No. 1878 (H.C.R. No. 127):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 127, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM THE LAST WEEK IN JULY OF EACH YEAR AS CONSERVATION WEEK,” was adopted.

Stand. Com. Rep. No. 1879 (H.C.R. No. 265):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 265, entitled: “HOUSE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE NOMINATION AND DESIGNATION OF THE NORTHWESTERN HAWAIIAN ISLANDS MARINE NATIONAL MONUMENT, PAPA HANAUMOKU AKEA, AS A WORLD HERITAGE SITE,” was adopted.

Stand. Com. Rep. No. 1880 (H.C.R. No. 58, H.D. 1, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 58, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING ALL BRANCHES OF THE UNITED STATES GOVERNMENT TO PROHIBIT DUMPING OF VESSEL SEWAGE IN FEDERAL WATERS IN THE VICINITY OF THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY,” was adopted.

Stand. Com. Rep. No. 1881 (H.C.R. No. 129, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 129, S.D. 1, entitled: “HOUSE CONCURRENT

RESOLUTION REQUESTING THE CENTER FOR PACIFIC ISLAND STUDIES AT THE UNIVERSITY OF HAWAI'I AT MANOA TO ESTABLISH A TASK FORCE TO IDENTIFY AND ADDRESS THE NEEDS OF PACIFIC ISLANDERS IN HAWAI'I," was adopted.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1947, S.D. 1 (H.D. 1):

Senator Menor 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. 1947, S.D. 1, seconded by Senator Baker.

Senator Menor noted:

"Madam President, this measure would make an emergency appropriation for the deposit beverage container program and the House made a technical amendment to the measure that doesn't affect its substance, and as such, I'm recommending that we go with the House amendment."

The motion was then put by the Chair 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. 1947, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Menor, Baker, Trimble). Noes, none. Excused, 1 (Hooser).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 1947, S.D. 1, seconded by Senator Baker.

Senator Menor noted:

"Again, the House amendments are needed for the reasons that I stated earlier."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1947, S.D. 1, and S.B. No. 1947, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was placed on the calendar for Final Reading on Tuesday, April 24, 2007.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1896) recommending that the Senate advise and consent to the nomination of MARK J. BENNETT as Attorney General of the State of Hawai'i, in accordance with Gov. Msg. No. 267.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1896 and Gov. Msg. No. 267 was deferred until Tuesday, April 24, 2007.

Senator Kokubun, for the majority of the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1897) recommending that the Senate not advise and consent to the nomination of PETER T. YOUNG as Chairperson of the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 276.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1897 and Gov. Msg. No. 276 was deferred until Tuesday, April 24, 2007.

APPOINTMENT OF CONFEREES

H.B. No. 895, H.D. 2 (S.D. 1):

The President appointed Senator Tsutsui as an additional 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. 895, H.D. 2.

ADJOURNMENT

At 12:08 o'clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 24, 2007.

FIFTY-FIFTH DAY

Tuesday, April 24, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:44 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Mr. Seaward B. Grant, Chaplain, State of Hawai'i, after which the Roll was called showing all Senators present with the exception of Senator English who was excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 782 to 788) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 782, letter dated April 23, 2007, transmitting a proposed conference draft amending S.B. No. 1381 to fund agreements in anticipation of union ratification by the members of Bargaining Unit 1, was placed on file.

Gov. Msg. No. 783, informing the Senate that on April 23, 2007, she signed into law Senate Bill No. 1459 as Act 32, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," was placed on file.

Gov. Msg. No. 784, informing the Senate that on April 23, 2007, she signed into law Senate Bill No. 1444 as Act 33, entitled: "RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was placed on file.

Gov. Msg. No. 785, informing the Senate that on April 23, 2007, she signed into law Senate Bill No. 1092 as Act 34, entitled: "RELATING TO EDUCATION," was placed on file.

Gov. Msg. No. 786, informing the Senate that on April 23, 2007, she signed into law House Bill No. 528 as Act 35, entitled: "RELATING TO MINORS," was placed on file.

Gov. Msg. No. 787, dated April 23, 2007, transmitting her statement of objections to Senate Bill No. 1956 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 23, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1956

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1956, entitled 'A Bill for an Act Relating to the Agreement Among the States to Elect the President by National Popular Vote.'

The purpose of this bill is to add a new chapter to the Hawaii Revised Statutes that will cause Hawaii to join an interstate compact or agreement among the member states to award their electoral votes to the national popular vote winner regardless of the popular vote winner in each member state.

Under this bill, Hawaii's four electoral votes would be awarded to the presidential slate that receives the most votes as determined by the national popular vote regardless of which candidates won the popular vote in Hawaii. Given the potential under the interstate compact that Hawaii's electoral votes would be awarded in a manner that may not reflect the will of the majority of the voters in Hawaii, I believe that this bill is not in the best interest of the citizens of the State of Hawaii.

For the foregoing reasons, I am returning Senate Bill No. 1956 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 788, advising the Senate of the withdrawal of the nomination of KELLY MICHELE NOELANI CASTELLANO to the Hawai'i Teacher Standards Board, under Gov. Msg. No. 712, dated March 30, 2007, was placed on file.

In compliance with Gov. Msg. No. 788, the nomination listed under Gov. Msg. No. 712 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 807 to 828) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 807, returning S.C.R. No. 3, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 808, returning S.C.R. No. 30, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 809, returning S.C.R. No. 32, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 810, returning S.C.R. No. 33, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 811, returning S.C.R. No. 57, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 812, returning S.C.R. No. 69, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 813, returning S.C.R. No. 74, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 814, returning S.C.R. No. 79, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 815, returning S.C.R. No. 138, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 816, returning S.C.R. No. 166, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 817, returning S.C.R. No. 198, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 818, returning S.C.R. No. 202, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 819, returning S.C.R. No. 217, which was adopted by the House of Representatives on April 23, 2007, was placed on file.

Hse. Com. No. 820, returning S.C.R. No. 39, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 39, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF THE FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007, OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO FILIPINO WORLD WAR II VETERANS," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 821, returning S.C.R. No. 41, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 41, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY OPPOSING THE FEE INCREASES PROPOSED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 822, returning S.C.R. No. 67, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 67, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY, MIDDLE AND HIGH SCHOOL STUDENTS," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 823, returning S.C.R. No. 73, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 73, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII SUBMIT A REPORT WITH INFORMATION REGARDING THE SALARIES OF UNIVERSITY OF HAWAII AT MANOA FACULTY AND ADMINISTRATORS," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 824, returning S.C.R. No. 98, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 98, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGULATION OF PERSONS WHO APPREHEND BAIL FUGITIVES," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 825, returning S.C.R. No. 102, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on 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 deferred until Wednesday, April 25, 2007.

Hse. Com. No. 826, returning S.C.R. No. 115, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 115, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO REDRAFT THE CAPITAL GOODS EXCISE TAX CREDIT TO REMEDY OLD REFERENCES TO REPEALED LAW AND TO INCORPORATE THE CURRENT STATUS OF THE INTERNAL REVENUE CODE," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 827, returning S.C.R. No. 209, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 209, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR USE OF THE LG1 INTELLIGENT MEDICAL VIGILANCE SYSTEM," was deferred until Wednesday, April 25, 2007.

Hse. Com. No. 828, returning S.C.R. No. 48, S.D. 1, which was adopted by the House of Representatives on April 23, 2007, in an amended form, was placed on file.

By unanimous consent, action on S.C.R. No. 48, S.D. 1, H.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND PROGRAM AUDIT OF THE HAWAII DISABILITIES RIGHTS CENTER," was deferred until Wednesday, April 25, 2007.

CONFERENCE COMMITTEE REPORTS

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. 1528, presented a report (Conf. Com. Rep. No. 4) recommending that S.B. No. 1528, 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. 4 and S.B. No. 1528, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," 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. 1704, S.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that S.B. No. 1704, 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. 5 and S.B. No. 1704, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," 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. 1379, H.D. 1, presented a report (Conf. Com. Rep. No. 51) recommending that H.B. No. 1379, 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. 51 and H.B. No. 1379, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1898) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Strategic Development Corporation of the following:

ROLAND VILORIA RESURRECCION, in accordance with Gov. Msg. No. 709;

ANNE L. SYLVESTER, in accordance with Gov. Msg. No. 710;

EDWARD H. W. YOUNG, in accordance with Gov. Msg. No. 711; and

GLENN S. YAMADA, in accordance with Gov. Msg. No. 721.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1898 and Gov. Msg. Nos. 709, 710, 711 and 721 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1899) recommending that the Senate advise and consent to the nomination of RYAN S. USHIJIMA to the Board of Trustees of the Deferred Compensation Plan, in accordance with Gov. Msg. No. 317.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1899 and Gov. Msg. No. 317 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1900) recommending that the Senate advise and consent to the nomination of BRYAN P. ANDAYA to the Civil Rights Commission, in accordance with Gov. Msg. No. 685.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1900 and Gov. Msg. No. 685 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1901) recommending that the Senate advise and consent to the nomination of MARK G. VALENCIA to the Civil Rights Commission, in accordance with Gov. Msg. No. 686.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1901 and Gov. Msg. No. 686 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1902) recommending that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

WENDY M.F. LOH, in accordance with Gov. Msg. No. 664; and

ANNA M. MAYEDA, in accordance with Gov. Msg. No. 665.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1902 and Gov. Msg. Nos. 664 and 665 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1903) recommending that the Senate advise and consent to the nomination of VICTORIA A. FRANCO to the Board of Registration of the Island of Oahu, in accordance with Gov. Msg. No. 707.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1903 and Gov. Msg. No. 707 was deferred until Wednesday, April 25, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1904) recommending that the Senate consent to the nomination of LLOYD VAN DE CAR to the office of Judge, District Court of the Third Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, and in accordance with Jud. Com. No. 3.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1904 and Jud. Com. No. 3 was deferred until Wednesday, April 25, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1905) recommending that the Senate advise and consent to the nomination of LAWRENCE M. REIFURTH as Director of the Department of Commerce and Consumer Affairs, in accordance with Gov. Msg. No. 672.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1905 and Gov. Msg. No. 672 was deferred until Wednesday, April 25, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1906) recommending that the Senate advise and consent to the nomination of CHIYOME L. FUKINO, M.D., as Director of the Department of Health, in accordance with Gov. Msg. No. 273.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1906 and Gov. Msg. No. 273 was deferred until Wednesday, April 25, 2007.

Senators Fukunaga and Nishihara, for the Committee on Economic Development and Taxation and the Committee on Tourism and Government Operations, presented a joint report (Stand. Com. Rep. No. 1907) recommending that the Senate advise and consent to the nomination of THEODORE E. LIU as Director of the Department of Business, Economic Development and Tourism, in accordance with Gov. Msg. No. 269.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1907 and Gov. Msg. No. 269 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1908) recommending that the Senate advise and consent to the nominations to the Statewide Council on Independent Living of the following:

WAYNETTE KAM YAU CABRAL, in accordance with Gov. Msg. No. 354; and

DARA YUKIKO FUKUHARA, in accordance with Gov. Msg. No. 355.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1908 and Gov. Msg. Nos. 354 and 355 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1909) recommending that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

LARRY GELLER, in accordance with Gov. Msg. No. 385;

JONATHAN J. CHUN, in accordance with Gov. Msg. No. 386;

KATIE KEIM, in accordance with Gov. Msg. No. 387;

HOWARD ALAN LESSER, in accordance with Gov. Msg. No. 388; and

JULIE KAY SMITH, in accordance with Gov. Msg. No. 389.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1909 and Gov. Msg. Nos. 385, 386, 387, 388 and 389 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1910) recommending 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:

R. ERIC HO'OLULUKAMAKANI BEAVER ESQ., in accordance with Gov. Msg. No. 530;

CLARISSA PUANANI HOSINO, in accordance with Gov. Msg. No. 531; and

KAULANA H.R. PARK, in accordance with Gov. Msg. No. 706.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1910 and Gov. Msg. Nos. 530, 531 and 706 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1911) recommending that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

BARRETT KEOKI AWAI, in accordance with Gov. Msg. No. 595;

BERNARD P. CARVALHO JR., in accordance with Gov. Msg. No. 596;

MICHAEL R. DIAS, in accordance with Gov. Msg. No. 597;

MYRNA B. MURDOCH, in accordance with Gov. Msg. No. 598;

MARIKA RIPKE PHD, in accordance with Gov. Msg. No. 599;

SYLVIA H. L. YUEN PHD, in accordance with Gov. Msg. No. 600;

BARRETT KEOKI AWAI, in accordance with Gov. Msg. No. 666;

MICHAEL R. DIAS, in accordance with Gov. Msg. No. 667; and

MYRNA B. MURDOCH, in accordance with Gov. Msg. No. 668.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1911 and Gov. Msg. Nos. 595, 596, 597, 598, 599, 600, 666, 667 and 668 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1912) recommending that the Senate advise and consent to the nominations to the Statewide Council on Independent Living of the following:

LILLIAN GONZALES BROWN, in accordance with Gov. Msg. No. 611;

BRIAN KESSLER, in accordance with Gov. Msg. No. 612;

SANDRA K. MEEHAN, in accordance with Gov. Msg. No. 613;

MARC ANTOINE MORTIMER, in accordance with Gov. Msg. No. 614;

LOUISE R. HORIO, in accordance with Gov. Msg. No. 700; and

NATHAN E. SAY, in accordance with Gov. Msg. No. 701.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1912 and Gov. Msg. Nos. 611, 612, 613, 614, 700 and 701 was deferred until Wednesday, April 25, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1913) recommending that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

PINA S. LEMUSU, in accordance with Gov. Msg. Nos. 654 and 655; and

DONALD THOMSON, in accordance with Gov. Msg. No. 656.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1913 and Gov. Msg. Nos. 654, 655 and 656 was deferred until Wednesday, April 25, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1882 (Gov. Msg. Nos. 418 and 522):

Senator Kokubun moved that Stand. Com. Rep. No. 1882 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

DUTCHIE K. SAFFREY, term to expire June 30, 2011 (Gov. Msg. No. 418); and

CYNTHIA S.H. NAZARA, term to expire June 30, 2011 (Gov. Msg. No. 522),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1883 (Gov. Msg. Nos. 420 and 523):

Senator Kokubun moved that Stand. Com. Rep. No. 1883 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Kaua'i and Ni'ihau of the following:

BARBARA JEAN SAY, term to expire June 30, 2011 (Gov. Msg. No. 420); and

LEIANA P. ROBINSON, term to expire June 30, 2011 (Gov. Msg. No. 523),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1884 (Gov. Msg. Nos. 422 and 473):

Senator Kokubun moved that Stand. Com. Rep. No. 1884 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai of the following:

CLOTHILDA PUALANI PAOA, term to expire June 30, 2011 (Gov. Msg. No. 422); and

LYNNE HISAE TAKIGUCHI, term to expire June 30, 2011 (Gov. Msg. No. 473),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1885 (Gov. Msg. No. 702):

Senator Kokubun moved that Stand. Com. Rep. No. 1885 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 CY M. BRIDGES to the Island Burial Council, Island of Oahu, 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, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1886 (Gov. Msg. No. 572):

Senator Fukunaga moved that Stand. Com. Rep. No. 1886 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 SANDRA AU FONG to the State Foundation on Culture and the Arts Commission, 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, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1887 (Gov. Msg. Nos. 616 and 617):

Senator Fukunaga moved that Stand. Com. Rep. No. 1887 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ELAINE NICKIE HINES, term to expire June 30, 2011 (Gov. Msg. No. 616); and

JENNIFER L. VIERNES, term to expire June 30, 2011 (Gov. Msg. No. 617),

seconded by Senator Espero.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1888 (Gov. Msg. No. 643):

Senator Fukunaga moved that Stand. Com. Rep. No. 1888 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 JASON C.K. IKAIKA HAUANIO to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, term to expire June 30, 2010, seconded by Senator Espero.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1889 (Gov. Msg. No. 658):

Senator Fukunaga moved that Stand. Com. Rep. No. 1889 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 JOSE RICARDO DA SILVA DIOGO to the Board of Taxation Review, 4th Taxation District (Kaua'i), term to expire June 30, 2009, seconded by Senator Espero.

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

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 1896 (Gov. Msg. No. 267):

Senator Hee moved that Stand. Com. Rep. No. 1896 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of MARK J. BENNETT as Attorney General of the State of Hawai'i, term to expire December 6, 2010, seconded by Senator Kokubun.

Senator Hee rose in support of the nominee and said:

"Madam President, I rise in support of the confirmation of Mark J. Bennett as Hawaii Attorney General.

"One of the byproducts of having a Session move as quickly as we do, and in particular in this year, is that many people may not have had the opportunity to read the committee report, including some of the members of the committee.

"Madam President and members, I would like to read a short portion of the committee report regarding the confirmation of Mark J. Bennett:

'Upon review of the resume, written statement of the nominee, and testimony, your Committee finds that the nominee holds a B.A. degree in Political Science, summa cum laude, from Union College, and a J.D. degree, magna cum laude, from Cornell Law School. He was a partner at McCorriston Miho Miller Mukai MacKinnon, LLP, and previously served as Assistant United States District Attorney in Hawai'i and as Special Assistant Prosecuting Attorney, City and County of Honolulu. He was a law clerk to the Honorable Samuel P. King, Chief Judge, United States District Court, District of Hawai'i, and an Adjunct Professor of Law at the William S. Richardson School of Law. The

nominee has served as the Attorney General for the State of Hawai'i for the last four years.

'Your Committee received testimony in support of the nominee from United States District Court Judges Samuel King and David Ezra, United States Senator Daniel Akaka, United States Representative Neil Abercrombie, the Prosecutor's Office of Honolulu, Hawai'i, Maui, and Kaua'i, State of Hawai'i Organization of Police Officers, Hawai'i Government Employees Association, the United Public Workers, the Honolulu Police Department, the Hawai'i County Police Department, Maui County Police Department, The Hawai'i Family Forum, the Sex Abuse Treatment Center, the Hawai'i Medical Association, the Office of Hawaiian Affairs, the Native Hawaiian Bar Association, the Hawai'i State Bar Association, the State Department of Public Safety, the Department of Hawaiian Homes Lands, the Department of Transportation, the Department of Human Resources, the Department of Education, the Catholic Diocese of Honolulu, and approximately 140 individuals, most of whom are lawyers.

'Your Committee notes that the testimony in support of the nominee credited him with implementing Megan's Law, passed by the Legislature and the nominee's support and implementation of policies relating to sex offenders, sexual and spousal abusers and his governance of an office of over 700 employees. Furthermore, your Committee received numerous testimonies praising the nominee for his intellect and his ability to simplify complex legal cases quickly and act upon them immediately.'

"I also note, Madam President and members, unlike any other Attorney General that I'm aware of in the State of Hawai'i, this Attorney General has argued before the United States Supreme Court. Clearly, without question, he is a brilliant legal mind and is qualified on nearly every landscape that legal officers of the State preside upon.

"Madam President and members, I would like to make a few remarks with respect to the committee report, which I have read in part. It is my understanding and I acknowledge that the members of the Committee, because of the nature of how quickly we must act, could not and did not have the benefit of reading the committee report prior to the public hearing and that is the reason that I read verbatim the committee report during the discussion to confirm the nominee. Notwithstanding that, I understand that there are some who are concerned about the committee report regarding this nominee. Let me state at the outset that all of the issues articulated within the body of the report are issues that were raised at the Committee with one exception, and that is the appearance of impropriety regarding the employment of Mr. Bennett's spouse at the Office of the Attorney General.

"This is not a new issue and is one that was brought before the Senate four years ago. In the Committee's checking with the State's Ethics Commission, we were advised of the absence of a law governing nepotism, and we accept that as fact as lawmakers. We also accept as fact that there are some who find the relationship troubling. Any time taxpayers are paying for the services of government, they are entitled to an explanation, and the committee report properly comments on the absence of a law governing nepotism, thus allowing for the relationship to exist.

"Your committee report also properly notes that the spouse of the nominee predated the nominee's appointment four years ago as Attorney General. Your Committee does not disagree and further understands that she in fact is a fine attorney. It may have been easier to avoid this issue altogether, but to do so

may lead others to believe that the Committee is unaware that such a situation exists, that the Committee did not properly investigate the legality of the situation, and that the Committee condones such a relationship without first researching the public concern or without making comment. To the extent that the Attorney General or his spouse feel the concerns expressed are personal attacks on them, I offer a personal apology to them, both of them. I also offer a personal apology to any member of this august body who may feel similarly and have not had the benefit of understanding the Committee's research into the issue once a member of the public brought this to the Committee, not like the other issues in the report such as the arrearages in child support enforcement agency payments or matters relating to the Attorney General's role with substitute teachers.

"As we will find out later today and in the future, our work oftentimes is challenging and sometimes can become personal when confirmations of individuals held to the highest standards are evaluated by us as required by the State Constitution. Again, I offer a personal and public apology to the Attorney General and his wife if they believe the comments were meant as a personal criticism of them. They were not.

"Thank you, Madam President."

Senator Hanabusa rose in support of the nominee and stated:

"Madam President, I rise in support of G.M. No. 267.

"I'm standing, Madam President and my fellow colleagues, in a very unique situation having what some may believe to be abdicating the Chair's position to speak for this nominee, but I felt compelled that it was necessary for me to step down from the podium because this is a confirmation that when I came before you four years ago as the Chair of Judiciary and Hawaiian Affairs, I asked all of my colleagues to trust in my judgment, and the President Emeritus was one of those that I asked to trust. Now, four years later, I can stand before all of you, and say I didn't lead you astray. Four years ago we confirmed Attorney General Mark Bennett by a 25 to 0 vote, and it was not an easy 25 to 0 vote because we didn't know very much about Mark Bennett other than his reputation as an attorney. But now, we have the opportunity to reflect upon four years of his service as the Attorney General and to make that assessment. And that's exactly what I want you to do here.

"For those four years, I had the honor and the privilege of serving as your Judiciary and Hawaiian Affairs Chair, and let me just briefly go over what we have done. The Attorney General in that period of time did, of course, many major pieces of legislation with the Legislature because, as we all know, it is really the Legislature that enacts the laws. It is the Attorney General that's there for us to help us frame it so it withstands a veto or help us make sure that it's implemented so it's written correctly. This Attorney General tackled major pieces of legislation with us. You've heard about Megan's, which we had to do twice. We had *Rabago*, which was of course the constitutional amendment. And there was an interesting Supreme Court case called *Peseti*, which we may not talk about so much but which was very critical for victims because it gave a privileged communication to many that needed it – counselors and psychologists and those who aided abused victims.

"One of the most important pieces of legislation was the nuisance abatement unit. You see, when drug houses come up in an area, the people that are most affected are those who are living by those drug houses. It was the House that did the nuisance abatement unit, but it was the Attorney General and his office that began to enforce it because they knew the frustration that people had – their homes, their most valued asset – to have a drug house down the street, and they were

frustrated by the fact that the Prosecutor's Office didn't prosecute because they were developing a criminal case. But for those cases that could be expeditiously moved, the Attorney General's abatement unit did it. And I have received more comments from people who have been served by that Act than probably any other piece of legislation.

"We passed the enhanced sentencing law. Some call it 'three strikes,' but what many forgot was it is the function of a task force that we mandated and asked them to study, and it was the Attorney General that helped us formulate that law and we moved it forward.

"There was a new penal code chaired by Judge Alm which also went through. I've never seen such supportive testimony from everyone, including the Public Defender, on that piece of legislation. But I think the highlight for Mark Bennett was *Chevron vs. Lingle*. It was a position that I honestly believed that the Administration didn't necessarily agree with, but Attorney General Mark Bennett putting on his Attorney General hat saying that it was a piece of legislation from this Legislature and it was his obligation to go and defend it in the Supreme Court, irrespective of how he may personally have felt about it. And he did an exemplary job, because he was able not only to win that argument but to reverse precedent.

"But in that four-year time I am here to also share another part of Mark Bennett – Mark Bennett the person. And believe it or not, in those four years, I've come to learn a very important thing about him – he's really a rather funny guy – he really is. He may have a quirky sense about him – he has these funny hand movements – but he's really a funny guy. When I first came before you four years ago and asked for your support, one of the concerns I had deep inside was whether Mark Bennett could work with people. Because Mark Bennett the lawyer, no question – as a fellow attorney, no question. But Mark Bennett running the largest law firm in the State of Hawaii – is he really going to be able to work with people? I've got to tell you – he can. And for me, the barometer is my staff. My staff, they adore Mark Bennett. They think he's the funniest guy around. I don't think he's that funny, but they really do.

"Recently, both Mark and I were at the funeral services of a mutual friend that we share and his name is John Peyton, and some of us may remember him – he was the Director of Public Safety for a while. I was one of those who gave the eulogy and one of the things that I said there is very applicable to Mark. I said, 'Look at the spouse, because the spouse is the best indicator of who that person is.' And you know, Pat, Mark's wife, is exactly that. She is about as different from Mark as you can get. She's a wonderful person, a very thoughtful person. (Laughter.) Did that come out right? I think it did. She's really a very wonderful person and we've been able to get to know Pat in the process as well.

"But, I do want to say something, since this issue has come up, when I first met Mark and talked to him about why do you want to be the Attorney General. I don't know if people remember, there was a Susan Gochros from the Attorney General's Office who made an interesting statement that after 9/11, Mark wanted to do public service. We all thought he was a bit crazy, but he wanted to do public service. And when you really think about it, there is probably no public service best suited for him than being the Attorney General of the State of Hawaii. But when he came to see me, he said, 'You know, my wife is an Attorney General, she's had that position for about 20 years, and she loves her job. I will not do anything or take a position that in any way, any way, takes her away from that job that she loves.' We checked. There was no conflict of interest; there was no ethics. And I said, 'Mark, if you're willing to do this job, which I think after you take it you'll wonder why you

did it, then fine.’ So, the disclosure of Pat was well known to all of us, especially those of use who were part of that Judiciary Committee.

“I can’t stop speaking about Mark without mentioning another person – and that’s Joanie. Joanie is his right hand person who came with him, is his secretary in the Attorney General’s Office, was with him at the McCarriston firm, and I have never met anyone who has covered anyone’s backside the way Joanie does. Whenever she gets wind that for some reason voices somehow rose a bit high in our conversation, Joanie is there with my staff as I walk in the next day, smiling and saying, ‘Hi, Senator, is everything all right?’ And at that point I know I’ve lost already. Joanie’s taken care of him.

“There’s something that we must all know and we must all appreciate. One of the reasons why Mark’s confirmation is down today – and I don’t want the good Senator from Hawaii Kai to change his vote because of this – is because people on this side, our Democrat Congressional Delegation, have asked Mark to testify in favor of the Akaka Bill because he is that kind of an advocate, and we need to get him confirmed and off to Washington as quickly as we can so he can do that, on the condition that the good Senator from Hawaii Kai doesn’t change his vote.

“I’m honored, Madam President and my colleagues, to stand before you again and to ask that you confirm Mark Bennett. There are few lawyers who have the skill, the talent, and the ability that he has – no question. People describe him as one of the brightest, the most skilled, and the most competent Attorney General we will ever have. But I must admit, the question that I had for him four years ago, I still have for him today – which is, there’s something about his character that I’m missing, because I still don’t understand why he wants this job. He could be making probably five times the amount of money he makes as Attorney General; he would have less headaches, and he wouldn’t have to deal with everyone – because the one thing he has turned out to be is a very good administrator and someone who not only empowers challenges, but gets the best out of those who work for him.

“So, Madam President, colleagues, I ask that you vote to confirm Mark Bennett as the Attorney General of the State of Hawaii.”

Senator Gabbard rose to speak in support of the nominee as follows:

“Madam President, I rise in support of the confirmation of Mark Bennett as the Attorney General.

“I first met Mark many years ago and I was impressed with his dedication, his intelligence, his integrity, and also his tenacity. And as the previous two speakers have said, as Attorney General he’s been an important advocate for protecting our children. He’s been a leader in getting Megan’s law passed, mandating a minimum one-year sentence for electronic enticement of a child, and also making it easier for a jury to convict someone for sexually abusing a child. He’s also done good work for our Native Hawaiian community, and he’s helped clean our communities of drug houses.

“Mark has the support of labor, law enforcement, members of our Congressional Delegation, legal organizations, and many members of the public, including, and I hope some of them are present this morning, the Mama Bear Caucus. I met them at the committee hearing the other day and the Mama Bear Caucus is made up of moms who are – actually when they testified it brought tears to many of our eyes – who are just happy to have

Mark at the helm as the Attorney General because he’s doing a great job in protecting our kids.

“As far as the previous speaker’s remarks about Mr. Bennett’s sense of humor, as I sat through that six-hour committee meeting on Saturday, anybody that can smile when the Yankees are getting beaten badly by the Boston Red Socks, proves to me that he’s got a good sense of humor. So, I would ask my colleagues to join with me in supporting Mr. Bennett.

“Thank you, Madam President.”

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

“Madam President, I stand in support of G.M. No. 267.

“Madam President, I was lucky enough to serve as the Vice-Chair for the Committee on Judiciary and Labor and had the opportunity to sit through that confirmation hearing for Mark Bennett on Saturday. It was very inspirational to me to hear so many people coming forward and praising the work of the Attorney General. I think it can best be characterized by statements from an attorney in private practice who characterized Mark in three words—brains, heart, and guts. And what he meant by that, as he explained, is that Mark really has the intellect and his legal knowledge is far superior to many, maybe with the exception of one here in the chamber today. And certainly, his heart—he has great compassion for people and he wants to do the best for the people of Hawaii. And lastly, the courage that it takes to make tough decisions in the face of all kinds of different positions. And so, for me, this really forms his decision-making foundation, and I think this certainly engenders confidence from the public in terms of the actions that the Attorney General takes.

“I wanted to comment, and it’s been brought up here today, with respect to the committee report that was submitted asking this Body to advise and consent to this Governor’s Message. I want to just say it for the record that I am not in complete agreement with the committee report because the process was such that we didn’t really have the full opportunity to discuss that committee report prior to taking the vote at the committee level. I will say, though, that the only part that I’m really in true disagreement with is with respect to the section that reflects, I think, negatively on Mrs. Bennett. I do not know her. I know, though, that this was not part of the discussion at the hearing. I also know that this was previously addressed when he came before this Senate four years ago for confirmation. So, I want to just put on the record that with respect to that particular section, I am not in agreement.

“Lastly, I want to say that I think the most telling comment, or maybe it was my conclusion based on all the supporting testimony, was that Mark Bennett raises the play of everyone he comes in contact with. And for him being someone who is so interested in athletics, I think it really is a tremendous compliment because he makes everyone perform at a much higher standard. And I think for the people of Hawaii, this is an excellent person to have.

“I ask all my colleagues to support his nomination.”

Senator Hemmings rose in support of the nomination and said:

“Madam President, I rise to speak in favor of the nominee to G.M. No. 267, Mark J. Bennett for Attorney General of the State of Hawaii.

“Much to say, I, too, read the committee report and I first want to do something we do often on the Floor – separate the committee report from the committee. I also want to acknowledge gratefully the words of the Senate President and the words of the Water, Land, Agriculture and Hawaiian Affairs Committee Chairman on behalf of the nominee. Yes, I read this committee report. I would counsel the Attorney General, if I was a barrister, to plead not guilty because it really is an indictment in so many ways that are unfair to the process, to you the members of the Majority Party, to the public we serve, and most especially to the man we’re standing in judgment to today.

“It’s quite busy since yesterday receiving this on the Floor and researching these remarks today. There’s much that could be said and there’s much that has to be said because this report is part of the record of our institution – the Senate of the State of Hawaii – and it’s shameful, it’s shameful. And, unfortunately, the Chairman of the Water, Land, Agriculture Committee is exactly right. These reports are produced by the chairmen with little or almost no oversight of committee members. This committee report indicts the nominee for child support enforcement agency problems. I could read the long rebuttal to that that we’ve produced, but I will tell you that the State of Hawaii on population basis compared to other states is doing about average – a lot better than it ever was doing before this Attorney General took office. I could also tell you the committee report doesn’t tell you that the method the Feds use to calculate it is individual collections whether it be a penny or much more, so it is a skewed result.

“I can tell you that this committee report indicts the nominee for political campaign activities unfairly. Quite ironically, it cites a ballot initiative concerning retirement of judges, something the writer of the report was an advocate of. This is something that’s been done by previous Attorneys General, including Earl Anzai and others. I will not give you the details of the rebuttal to it, but I can tell you there’s nothing illegal, or improper, or unethical about it. The Attorney General can be an advocate just like the Chairman of the Committee has been.

“We’ve heard the apology regarding the Attorney General’s wife, appointed by George Ariyoshi in the Michael Lilly administration to be a Deputy Attorney General. A laudable career. There’s no place in this committee report for this. Madam President, you yourself pointed out four years ago that this Attorney General did the honorable and right thing, but you’d never know it if you read this committee report.

“This committee report says the *Kalima* case, Hawaiian Home Lands is problematic and would lead a naive reader to believe that there is some incompetence and impropriety. If the Committee had asked the Attorney General during this hearing, it would have learned that the facts were the appeal was filed in late 2001 and the case was fully briefed by the Summer of 2002 – all before this Attorney General took office. This committee report doesn’t say it.

“I’m speaking in favor of the Attorney General, and like you, Madam President, I’m perplexed too. What a noble man to be subject to this and still stand there proudly and accept this job as the Attorney General of Hawaii. If for no other reason, we should have unanimous advise and consent on him today for agreeing to do a very hard job and doing it so well.

“Thank you, Madam President.”

Senator Nishihara rose and said:

“Madam President, I ask that the comments from the good Senator from Puna in referencing the part on the comment in

the committee report reflecting on Mrs. Bennett, also do not reflect my view, and I would like that so noted. Thank you.”

Senator Baker rose to support the nominee and said:

“Madam President, I’d like to add my voice in strong support of the confirmation of Mark Bennett to remain as our Attorney General.

“Madam President and colleagues, it’s been my privilege to serve in a couple of capacities as Committee Chair during my return to the Senate after the 2002 election, and I have had the opportunity to work with Attorney General Bennett on a number of issues, some of them directly affecting bills in this Chamber, some of them previous legislation that he was defending in various venues throughout our Nation, and I’ve always found him to be very forthright, very helpful. If I had a question – I’m not an attorney and sometimes I look at something and come to a different conclusion than somebody who is well steeped in the law – but he has never been condescending, never said, ‘That’s a frivolous question, why are you asking such a dumb thing?’ He’s always been very helpful and guided me, and if we needed an example of how to do something so that it passes constitutional muster so it might get by a governor’s veto, he’s been very free with his advice.

“He’s offered up deputies to follow-up in areas that were more appropriate for them to comment and assist the committee or the chair, and I appreciate that. I appreciate his willingness to work with us, to offer advice, to offer counsel, to be a sounding board, and to help us work through some very difficult issues, even some that might not be supported by the Governor. But, as Legislators we’re sort of his boss, too, since he functions as the Attorney General for the whole State. He’s executed his duties with good humor, as has been referenced, and with deep compassion for the work that we’re all about – the public service that we have all taken an oath to follow – and I appreciate his diligence, his good humor, and his assistance, and I just wanted to add that for the record and ask my colleagues to join me in voting to confirm Mark Bennett.

“Thank you.”

Senator Chun Oakland rose in favor of the nomination as follows:

“Madam President, I stand in strong support of G.M. No. 267.

“I was honored to serve on the Senate Judiciary and Hawaiian Affairs Committee with the Senate President, two years of which I served as Vice-Chair. Mark is very compassionate and has responded to community concerns just admirably, and I’m very proud that he lives in my district, and I’m very proud to call him my friend.

“Thank you very much.”

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

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

At this time, Senator Hee introduced Mr. Bennett and his family to the members of the Senate.

At 12:25 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:35 o’clock p.m.

Stand. Com. Rep. No. 1897 (Gov. Msg. No. 276):

At this time, the Chair made the following observation:

“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 Water, Land, Agriculture and Hawaiian Affairs on Gov. Msg. No. 276 is that the Senate not advise and consent to the nomination of Peter Young as Chairperson of the Board of Land and Natural Resources. Therefore, the Chair will first entertain a motion to file Stand. Com. Rep. No. 1897, then we will move on to the final vote on this matter.”

Senator Ige moved that Stand. Com. Rep. No. 1897 be received and placed on file, seconded by Senator Whalen.

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

The Senate reconvened at 12:37 o’clock p.m.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1897 was received and placed on file.

Pursuant to Senate Rule 37(5), Senator Slom then moved that the Senate advise and consent to the nomination of PETER T. YOUNG as Chairperson of the Board of Land and Natural Resources, term to expire December 31, 2010, seconded by Senator Whalen.

Senator Hanabusa rose for a conflict ruling as follows:

“Madam President, I’m asking for a ruling by the Chair pursuant to Rule 85, Conflicts of Interest, of the Senate Rules. Madam President, though I have checked this matter with the Ethics Commission and I have discussed it with members of both sides of the aisle, I believe that in the abundance of caution, I would like to ask the Chair’s ruling on this matter as well.

“There has been an issue raised – the fact that I have represented an entity called Pilaa 400, which is controlled, well not controlled, but the manager under the LLC provision is James Pflueger, and there is some belief that because Mr. Pflueger has a relationship to Pilaa that somehow it reflects on the Kaloko Dam issue which is what has been discussed before this Body. Based on that, and as I have stated earlier, I have already disclosed the Pilaa representation. It’s been over a period of years. It is presently pending in the Hawaii Supreme Court, and I am asking the Chair to make a rule on this conflict.”

At 12:39 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:41 o’clock p.m.

The Chair made the following ruling:

“Upon consultation, the Chair rules no conflict.”

Senator Slom rose to support the nominee and stated:

“Madam President, I rise in strong support of the nominee, Peter Young.

“I think first of all we’d like to review a little bit about the Chairperson’s background. Mr. Young is a graduate of Hawaii Preparatory Academy. He received his Bachelor of Business Administration degree in real estate from the University of Hawaii at Manoa, and prior to his appointment as Chairperson of the Board of Land and Natural Resources, he was the Deputy Managing Director for the County of Hawaii. From his station in Kona, he assisted in the supervision of the administration functions of agencies, departments, and boards and commissions in Hawaii County, with particular emphasis on services in West Hawaii.

“He also has extensive professional experience in real estate services, including appraisal, market analysis, consulting, arbitration, land use planning, project management, and feasibility studies. Mr. Young has been active in a long list of professional and community organizations, including boards and commissions. Included are the Natural Energy Laboratory of Hawaii Authority; the American Red Cross, Hawaii State Chapter; the Hawaii Island United Way; the Hawaii Association of Realtors; the Ironman Triathlon; the Waimea Community Association – just to name a few.

“He’s also taught business courses at the University of Hawaii at Manoa as a lecturer and at Parker High School in science and business math, where he has also served as the boys’ and girls’ soccer coach and the boys’ baseball coach.

“Mr. Young was appointed as the Chairperson of the Board of Land and Natural Resources in 2003, and the Governor has nominated him for reappointment for another four years.

“Madam President, colleagues, let me offer a few brief remarks at this point and I’ll reserve other remarks for later on. First of all, what you see on the top of my desk right here, this stack of dead trees, represents only 85 percent of the confirmation hearing of Peter Young – unprecedented in time and quantity. What you don’t see here are subpoenaed statements and documents which were available to Senate members but are not included in this pile. Five days and nights we spent on the nominee. Well, that’s not quite accurate, because most of the time was behind closed doors talking to disgruntled former and current employees, and individuals who had been prior subjects of disciplinary action.

“I know that 20 of my colleagues, out of 25, were not in these hearings. I attended nearly every minute of the five days, listened to every person’s suggestions, comments, and criticisms. But for most of you, you got it secondhand or third-hand at best. You were told what went on behind closed doors. You couldn’t have gotten it from the nominee because he was not permitted behind the closed doors and was not permitted to see the documents. You could not have gotten it from some of the administrators who support him, because likewise, they were not given the opportunity to testify. You certainly couldn’t have received any information directly from the Governor of the State of Hawaii, because she, too, was denied the opportunity to testify.

“Saying this, I will also say that being a part of this Committee, I do not find any premeditated intent by either the Chairman or members of the Committee. Since four out of the five voted against the nominee, I would say that I listened to their reasons and their concerns and I believe that they are sincere concerns. But what we have done in this process of confirmation this year, like no other time in the past, is, in my opinion, going far, far, far above and beyond what the Constitution requires and what our duties require –and that is to give an accurate, fair, and balanced evaluation and analysis of

the background, character, qualifications, and experience of the candidate.

“By the way, I want to thank the Committee and the Committee staff. This is the most rapid publication of a 14-page committee report that I’ve ever seen. It came out hours after the decision of the Committee yesterday. And further, since we’re running out of time in this Session, the confirmation process was put right on the fast track so that we had about 24 hours since yesterday until today for this process.

“There had been a lot of questions and criticism about how the Committee and how the Senate operates in terms of its advise and consent process. First of all, it is very important to all of us. It is a responsibility that we don’t share with anyone else – not the House, not the Executive Branch, not the Judiciary. It is the sole purview of the State Senate – the 25 of us. It is an awesome responsibility. To do a job fairly, we must concentrate on the candidate, we must listen to all persons who come before us, but at the end of the day, we must use our qualifications and our character and our experiences to weigh the evidence and weigh the information and come to the right decision.

“Now, some people got the wrong idea early on, I guess because this is the first year that subpoenas were issued – not once in a Committee, not twice in another Committee, but three times. The subpoenas were issued; the process was clear; it was transparent. Everyone knew that the Senate President was actually going to be the ultimate issuer of those subpoenas, and that’s the process, and that’s what happened.

“However, some people wanted to know why we were serving as an investigating committee. And some people remember that a number of us, including the Chairman of the Committee, the Senate President and myself, served on a genuine bipartisan House and Senate investigating committee a number of years ago. It was called the Felix Investigating Committee. And there we had powers through the Legislative Auditor to issue subpoenas. We had staff, and we did investigating. We did that only after there was a Senate/House joint resolution to establish this Body as an investigating committee. There was no resolution to establish this Committee – Water Land Agriculture and Hawaiian Affairs – as an investigating committee. And therefore, a lot of people were really concerned and upset with the manner in which some of the Committee hearing was conducted – in that subpoenaed witnesses went behind closed doors and yet the person who was the subject of the testimony was not allowed to hear or face his accusers. There was no time for actual rebuttal, and not everyone that wanted to speak got an opportunity to speak, but that, too, should have been taken into consideration by the Committee. And I’m asking you, because you will hear from those that oppose this nomination, I ask you today to weigh the thoughts and the ideas and the criticisms that are made so that in the end when we take our vote – and I would like to request a Roll Call vote at this time, Madam President – when we take that vote, you will know exactly what you’re voting for and what the consequences are.

“There were a lot of allegations made by different people, and they did create concerns. I had concerns. I voiced those concerns. I asked tough questions of the nominee. I was not always happy with the answers from the nominee, but those were the answers. And taken on balance, and looking at and giving respect for all of the individuals, organizations, diverse groups, three former leaders of this department who all testified in strong support of this candidate, this Senate cannot deny the reconfirmation of this nominee. The questions that came up, the issues that concern my committee colleagues and myself were issues that predated this nominee – issues that are the

subject of two separate investigations, one by the Attorney General who we just confirmed unanimously, one by the State Ethics Commission. These investigations were initiated and launched by the current Chairperson and nominee of this department. This Chairperson is not the subject of any investigation, any charges or anything else, and yet we have concerns about some of the things he may have done or not done that we may have liked to have done differently.

“The term ‘management style’ has come up during this Legislative Session time and time again, and nominees are now lectured on how they should talk to other people, other employees, union representatives, whoever, and what tone of voice they should have, and how they should look, and how they should carry themselves. I would suggest this might be important to several people, but it’s not the important consideration in the bottom line for running one of the most dysfunctional departments in the State of Hawaii.

“This Department of Land and Natural Resources – with its 11 divisions and nearly 900 employees and decades of destructive infighting – is resisting change, resisting improvement. And that’s what this battle really is all about – because the current Chairperson tried to bring change, tried, I think, naively to think that people did not have their own agendas and that they would get together, sing ‘kumbaya’ and work as a team. Well, guess what? They didn’t, and they’re not doing it now. And the investigations, which have nothing to do with the director but everything to do with some of these disparate employees, will continue much to the dismay of these employees that sought out this Legislative Committee, this Senate Committee, behind closed doors to vent and to attack not only the director, but also other individuals in management within the department.

“More than 55 union grievances have been filed. And that’s fine because there’s a process to adjudicate them, and that’s the way it should be. If an employee has a grievance, then let’s see it to the end. Most of them are still pending right now, as are the two investigations. They are pending.

“I said yesterday in Committee, there is no smoking gun. There is nothing linking this director to mismanagement, malfeasance in office, an inability to take care of the job, qualifications, or anything else. But we still have concerns, and concerns are fine. And all those that had the most concerns, they had ample opportunity to discuss those concerns and bring them about, but that was the side that we heard – one side. One side – their side. It may be true; it may be partially true, or it may be false, but there was no fairness shown to the nominee.

“And by the way, this nominee was put under oath to tell the truth. No other nominee in previous hearings, this year or in the past, was subjected to being put under oath. And several people that did testify did not testify under oath, but we did this to the nominee.

“It came up yesterday in the decision that the nominee, to be balanced, in fact had a few accomplishments. Let me read into the record a few of the accomplishments during the last four years of the administration of Peter Young: (1) the most important perhaps, the adoption of the Northwestern Hawaiian Refuge Rules – the most significant marine resource protection measure in the history of Hawaii; (2) establishment of the instream flow standards with community, government, and professional planners; (3) making state lands available to address many of Hawaii’s concerns – land for affordable housing, for new roads, schools, parks, and other community needs; the completion of a streamlined, multi-agency permit process to expedite small scale beach nourishment projects and a demonstration beach replacement project that we’re all

familiar with at Kuhio Beach in Waikiki; the establishment of the Mauka-Makai Watch Program patterned after the very successful national and local neighborhood watch program; seeking \$5 million in added funding for enforcement to provide adequate staffing, equipment, and technology tools for enforcement efforts statewide; the initiation of a new hotline, an enforcement hotline, 643-DLNR, an easy-to-remember single seven-digit statewide, toll-free number that's now part of a 24-hour live answering system; the implementation of the first major reconstruction of state parks facilities and restrooms in over 40 years – and aren't we ashamed of how our restrooms and parks have been, and there was a major increase in maintenance funding for the operations and maintenance of our state parks, well long overdue, but they were done on this watch; implementation of a park ranger program and developing partnerships with community groups in the protection of many of Hawaii's natural and cultural resources.

"This department, this director, made the fight against invasive species job-number-one priority within the department. He initiated an integrated multi-year program to prevent invasive species from entering Hawai'i, and there was response and control of invasive species that are already here, as well as him targeting research and outreach.

"This department recognized the decade-old, inconsistent and insufficient fee structure to support reasonable repairs of our small boat harbors, and he took a lot of heat for this but he stood by it. He made the decision after listening to all parties and he made the decision. Reasonable and consistent fees added \$1.5 million for needed maintenance, and the department continues to seek additional revenue sources.

"Under his watch, the nominee formed a special task force that completed the processing of the mail backlog in the Bureau of Conveyances, probably the most troubled single division of the 11 in this department. He also established the Bureau of Conveyances leadership meetings to work together and address ways to do an even better job. He conducted an extensive outreach program to develop a nomination criteria for the selection process of the very controversial Hawaiian Burial Councils. He provided a statewide training program to new and existing Burial Council members, addressing responsibilities of the Councils as well as meeting management. He formed the Architecture and Archaeology working groups to assist our Historic Preservation Division in addressing these important concerns. He also put emphasis on endangered species recovery and implemented a comprehensive wildlife conservation strategy.

"Watershed partnerships expansion is probably the best untold story of this troubled department because it is resource protection in Hawaii. Our watershed partnerships in this State are protecting approximately 1 million acres of mauka land, one quarter of the land area of this State. There's been a continuation of the protection of streams and marine resources. He's worked with fishers and other constituency groups to fulfill the common goal of making sure that the resources can be used, but that they are protected and available for our keiki in the future.

"And finally on this, a short list, this department and this director expanded our educational opportunities as DLNR can provide some of the best classrooms on educational and environmental education."

At this time, the audience in the gallery erupted with applause. The Chair then called for order in the Chamber.

Senator Slom continued:

"The nominee did not do everything, perhaps, that he should or that he could, but no one can fault him for his integrity, his passion, and his energy. These problems that existed before Peter Young and exist now, as I say, are really the result of a struggle between individuals, personalities, and various groups that seek to undermine the ability of this leader. One of the testifiers in opposition to the nominee said that, for example, the Bureau of Conveyances – and we keep coming back to that, because there is a major investigation of that department, that very, very troubled division – said that the sides that were chosen in that department, those employees represented, quote, 'the same as the Shiites and the Sunni.'

"If I were seeking to work somewhere, it would not be in that division or not be in that department. I couldn't handle it, quite frankly, and I can handle a lot. But Peter Young showed up every day. Peter Young was there. Peter Young has been here. Peter Young answered all the questions that were posed to him.

"And yes, there were serious allegations – and again I repeat, allegations – not affecting him directly but affecting him as the head of the department – involving mysterious checks, lack of cash management, and a rogue computer that had been put into the Bureau of Conveyances in 1998 by a private title company. And probably the threat and the concern for all of us on the Committee was the possibility that was raised that someone could interfere with and tap into our very, very important personal transfer title records within this department. It had tremendous negative impact as a possibility, as an allegation. To date, there is no proof that either this had happened, had come close to it happening, and again, when Peter Young was informed of these things, what did he do? He ceased the internal investigation and said, 'It must be conducted externally and independently' and called on the Attorney General, and that's where we are today.

"Probably the most troubling thing of all that took place in the five days and nights of this hearing was allowing the attorney for the Kaloko Dam owner to appear subpoenaed, that he requested, and under oath and then to have this attorney make a mockery of this Senate Committee and this Senate Body and this State to use us and abuse us to deflect attention away from his client who faces more serious charges in the days ahead.

"I have received a number of e-mails, as I know all of you have, and particularly the Majority Leader, because they came from the Island of Kauai and they were signed. They were signed by people like Teresa Tico, an attorney representing the victims, Amy Marvin and the victims themselves. And they cried out for justice and they could not understand why this Body would let William McCorriston come here and try to blame everyone else to deflect attention from his client who owns Kaloko Dam, and then, to rub salt into the wound, to refuse to answer questions under oath before this Committee! What were we thinking? Why did we allow this? We can talk about Ethics Commission rulings and decisions, but the public are pretty smart, and when they see something, and it doesn't look good, and it doesn't smell good, and they know it's not good, we should be listening more to the public!"

The audience responded with a disorderly ovation, and the Chair made the following announcement:

"I'm going to caution the audience to refrain from vocal expressions at this time, please. Thank you."

Senator Slom continued:

"Thank you, Madam President.

"I was here eight years ago when the confirmation of Margery Bronster came to the Senate Floor. The Margery Bronster confirmation, like the Peter Young confirmation, is not a partisan issue. It's not Republicans vs. Democrats, but it is an issue where people took their personal opinions, including me, because for two years, as most people know, I was publicly opposed to the reconfirmation of Margery Bronster. And why was I publicly opposed? Well, very few people wanted to listen to my reasons, and those that did, disregarded them anyway. But you know what? It was basically because of management style or lack of management – the fact that at that time the then Attorney General, in the opinion of many people including myself, was spending too much time on things like the Chevron case, the tobacco case, and not doing the responsibilities within every department. And how did we know that? Because every department came before different committees saying, 'Hey, the Attorney General's supposed to represent us but she's not, so will you give us the authority and the money to go outside and hire outside attorneys.' I felt very strongly about that, but it was not a philosophical or ideological or principled decision. It was my view of what this person was or was not doing, and I knew I could do a better job. I would have done things differently. But guess what, I heard from 900 people – constituents, non-constituents, Republicans, Democrats – and they said, 'We believe in this person. We believe this is the only person that can do the job.' And two days before the final hearing, I announced to everybody, 'Hey, I was convinced. I listened to my constituents and to the people outside. I'm going to vote for her. It's against my idea, but I'm listening to the public.'

"So what's happened nine years later, eight years later? We're not listening to the public. We're listening to a few people behind closed doors, primarily. We're listening to our fears about what could happen, what might happen, and all that, and yet we know that that nominee was on the job everyday. That nominee didn't turn people away. That nominee tackled some of the most difficult problems, and we got more difficult problems coming up in the years ahead.

"Many of my constituents and many of my colleagues are concerned about the vacancy rate in this department. And it is a concern, and it is a problem. Although I would say, after listening to all the people I listened to, thank God some of them left. (Laughter.) Vacancies are a problem in state government. This Senate this year has created vacancies in the Department of Public Safety that nobody's rushing forward to, created a vacancy in the Department of Labor and Industrial Relations and nobody's rushing forward to, and if you do the wrong thing and turn this man down today, you will create another vacancy in one of the largest departments, and who are you going to have to step in to take care of these mounting problems – current problems and new problems? And that's what we have to think about.

"But we've got to think about all these people. We've got to think about all these organizations, many of whom have told us four years ago they were totally opposed to the nominee. A year after that, they were calling with petitions for his firing or resignation. And now their telling us, 'Wait a minute, now we've seen what he's done. And while he doesn't do everything and he doesn't do all the things that we like and we don't agree with him on all things, he's the best man to do this. He's the only one that's going to tackle all of these issues and he's not going to back away from them.'

"And that is why we have to confirm Peter Young today – not because of our individual or collective concerns which have not been factually proven, and if they were, they do not point to the nominee, they point to employees within this troubled and dysfunctional department.

"So I would ask my colleagues, you've gotten all the material; you've gotten stacks probably almost as high as this; you've heard from these people; you've heard from these organizations. They still reserve the right to criticize or disagree. And if an investigation proves that in fact there was any real wrongdoing that goes up to the commander in chief of that department, then he should and will be dealt with, and I'll be the first one to take this Senate Floor and call for that. But absent that, I grew up old time with the idea that a person is innocent until proven guilty. And this individual has been proven guilty of nothing except dedication and the idea of trying to ride 11 horses at one time. My brother from another mother over there who's the cowboy, I think he can only ride four horses at one time. They're all from the apocalypse.

"We can have our concerns. We can continue to ask questions. We can have requirements and restrictions. But we must understand in the end, a manager, an executive must make those decisions and then we hold them accountable for those decisions. And that's what we have to do.

"And in sum, Madam President, I think it would be a big mistake if in fact we just follow like sheep, one way or the other. We need to exercise our independence. I don't think that some of my colleagues recognize the breadth and the depth of the distrust and concern about us in this Body and what we're doing. We say that we represent the people. The people have spoken loudly and clearly and specifically, and what they've said is they want Peter Young reconfirmed. Many of these questions and many of these problems were not asked four years ago at his nomination hearing. They weren't asked of the previous three or four or five past DLNR directors, and issues of his qualifications for certain specific titles within that department, again, were not asked and not questioned previously. So we are faced with the situation right now to make our final decision today and stand up for that decision.

"There may be some people that think that if the nominee is not confirmed, it will hurt the Governor of this State. . . I don't care about that. Some people might think that it might hurt Peter Young . . . I don't care about that. He's probably got a great career ahead as a baseball coach for young people if he has to. But what I do care about are the unintended consequences – the fact that we hurt the people; we hurt the public that relies upon us, that comes to hearings, that watches them on television, that sends in the emails, the faxes, the telephone calls, the messages, and talks to us in the corridor. We will hurt the Native Hawaiians that we say we want to protect. We will hurt the keiki that we say we want to protect. We will hurt the natural environment that we say we want to protect. Because who knows better? Us, from information behind closed doors, or the people that are on the front line every single day, and every single day hold this nominee and this department accountable?

"We have an opportunity to think for ourselves and to be independent today, and I'm urging you – all of my colleagues – do the right thing not based on second- or third-hand information, not based on allegations, not based on the testimony of some employees when the vast majority of employees support this manager. Do the right thing. Don't disgrace this Senate Body.

"Thank you, Madam President."

At 1:17 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:20 o'clock p.m.

At this time, the Chair made the following announcement:

“We are currently in Conference and there are Conference Committees that have conference times that need to be opened and postponed, so we will be allowing Chairmen, if your time comes up for your Committee, to please go ahead and convene your Conference, then postpone and come back so that we can take the vote.

“In the meantime, just to let the public know, we’d like to keep the audience applause down so we can proceed in a timely manner so that we can be sure that none of the bills that you also might be concerned about do not fall by the wayside. In trying to accommodate this, we will not take a vote if a member happens to be out of the Chamber. We will recess when that time comes, but we will continue on with the discussion at this time.

“So with that, is there any further discussion?”

Senator Kokubun rose to speak in opposition to the nominee and said:

“Madam President, I stand in opposition to the motion to advise and consent to Gov. Msg. No. 276.

“This is not an easy position to take, and I want to acknowledge the fact that there are many supporters for Peter Young. I also would like to acknowledge the fact that the good Senator from Hawaii Kai was paying attention during our committee hearings, and I want to thank him, actually, and all the members of our Committee because they were very diligent in terms of attending all the hearings, asking the good questions, and also wanting to ensure that however the process moved forward, it was done in a manner that would not disparage the Senate. I took all that advice to heart and hope that I accommodated all of their concerns with respect because it is not my goal here to make any kind of a mockery, if you will, of this process or of this Body. I have great respect for what we’re doing. I also have great respect for the responsibilities that we have to undertake as Senators here in our confirmation process.

“So along those lines, let me first again acknowledge and I want to thank, frankly, all the many, many people, individuals, organizations who have participated by testifying or who have communicated by e-mail, phone, fax, and in fact continue to communicate to this day with all Senators.

“Obviously, this has been an issue of high import to many, but I would like to, just for the record, state that as in any tough decision that we have to make, not all of that testimony is consistently in one direction. There is not necessarily unanimous support for Mr. Young in his position. Opposition does come from employees who feel that their concerns have not been addressed or who may feel that the department could be run in a more efficient and proficient manner. I’d also like to acknowledge that I take exception to the good Senator from Hawaii Kai when he made the comment ‘Thank God they left,’ in terms of the vacancies, because I think this is at the heart of this issue. Not only is it a matter of the protection of our resources, which I think we all agree on and there’s no doubt about that in my mind, but it’s the fact that how we accomplish that goal is really through the rank and file – the people who serve on the front lines of DLNR in carrying out the policies and the directions for that department. They need to be acknowledged. They need to be thanked, because they take their job seriously. I think to cast them aside with a comment as cavalier as ‘Thank God they left’ is disrespectful to them and the job that they try to do.

“I would also like to thank Peter, Mr. Young, his Deputy Bob Masuda, and all the other administrators and staff who

participated in our process for their patience. I know that it wasn’t an easy task to do. This was really, as the good Senator from Hawaii Kai indicated, kind of a unique situation for the Senate. Not only did we take an unprecedented five days, but we did incorporate the use of subpoenas and executive sessions, and I will get to that with further clarification.

“I also, though, want to specifically acknowledge and thank the witnesses who were subpoenaed, particularly the departmental staff, because they demonstrated their courage and willingness to express their concerns sometimes in the face of criticism. This was not an easy task for them, but I again acknowledge and thank them for their good work.

“Much has been said about the executive sessions which were conducted in a confidential manner, but I want to make clear again for the record, and I know that many of you understand this, but the reason for going into executive session was at the request of the Attorney General, and at the request of the executive director and legal counsel of the State Ethics Commission. With the ongoing investigations, it was their responsibility to protect people who may have been affected by the investigation, and they needed to protect the manner in which they were going about their investigation. The Committee respected that and acknowledged that it is an ongoing situation, and we would not want to jeopardize those investigations unless allowed to do so by the Attorney General and the Ethics Commission.

“I would agree that up to this point Mr. Young is not the target or the focus of the investigation, but we acknowledged the fact that they are occurring at this point in time during his tenure. Much has been said about previous problems of the department. I don’t have intimate knowledge of that but I will acknowledge that in fact there have been troubles with DLNR, probably because of the huge responsibilities that they have to bear. But the fact is that we are talking now about what occurred in the past four years, and that is the difference. Today – we have a track record to look at with respect to Mr. Young.

“While I’m on the topic of thanking people, I also do want to thank the Attorney General and the First Deputy to the Attorney General and also the Executive Director of the Ethics Commission for providing us with their assistance as we move forward in this confirmation hearing.

“Much has been said about the accomplishments, and I certainly do not want to detract from those at all. I think the Senator from Hawaii Kai indicated, particularly with respect to the Northwest Hawaiian Islands being designated as a Marine National Monument, it’s an unprecedented action which provides tremendous protection for a resource that we all consider important. He also brought up the issue about invasive species and certainly they’ve been the focus of legislative policy for a number of years. In fact the Hawaii Invasive Species Council was developed through legislative initiative. The Legacy Land Conservation Commission is also another very positive step that has moved forward for the State of Hawaii. And again, I think the Legislature felt good about working with the department and those in the environmental community about promoting that sort of very, very positive program for the future of Hawaii.

“But at the same time, there are other issues that also brought to bear some of the inconsistencies with respect to the leadership of DLNR during these past four years. Now, we have mentioned the fact that at Mr. Young’s initial confirmation hearing there was objection from some groups, and in fact I will acknowledge as well as agree with the good Senator from Hawaii Kai that two years after his confirmation many of these

organizations, including Native Hawaiian groups and environmental groups, were calling for his resignation. What I think that points out to me is that this really kind of represents the style of leadership that has been demonstrated by Mr. Young. In a way, it has been an experiment in on-the-job training. Things change only after a crisis develops, or only after a major issue is raised. Prior to the call for his resignation there was no change in the direction, so it would take something like calling directly for his resignation to force any kind of change. I will get back to this issue about on-the-job training as we move along.

“Given the fact that we did go through five days, there was lots of information – I will acknowledge that – but the conclusions that we reached were not just based on allegations. There were some very, very serious concerns raised, and they really led to the conclusion by the Committee that there was a lack of accountability on the part of Mr. Young. There was mismanagement on his part. And again, it goes back to this concept of ‘it takes a crisis to change management practices.’ This is troubling. That is not the way, in my opinion and I think in the opinion of the Committee, that this department should move forward.

“There were issues with workers, not just grievances as was mentioned earlier, but in fact prohibitive practice complaints that were filed with the Hawaii Labor Relations Board. These are serious allegations because they raise the fact that union contracts and the provisions of those contracts were not being adhered to. This is particularly with respect to reorganization, and there are a number of examples of that taking place.

“The other problematic areas that were important to consider was what was occurring at the Division of Boating and Ocean Recreation – the fact that the Boating Special Fund was being used to pay for the hiring of additional DOCARE officers or at least to fund those positions. It was revealed during that discussion that in fact there were no bodies in those vacancies, and so these funds were being taken from the Division of Boating and Ocean Recreation Special Fund and used for other purposes. Part of the result was that the division experienced a loss in federal grants because we could not account for the actual enforcement practices that were being conducted for those positions. And hence, grants from the United States Coast Guard Recreation Boating Safety Program have been held in abeyance until these concerns can be addressed. It’s no secret that the facilities for our small boat harbors are in dire need of help, and if you will talk to some of those users, there is much dissatisfaction with how this program is moving forward, or in fact, not moving at all.

“The other area that was of very, very grave concern for us had to do with the State Historic Preservation Division. This is the division that is charged with the responsibility of overseeing our precious historic and cultural resources, not just burial sites themselves or the Burial Councils, but also artifacts that may not necessarily be connected with burials. This division in particular has experienced tremendous vacancy rates. I think out of the 27 positions that are assigned to this division, there have been changes in 20 of them. Staff members have either moved laterally, moved to the private sector, or resigned. This does not speak well for employee morale, and if we go back to the premise that what makes the department successful is the dedication and commitment of staff, then this I think is a prime example of where this is not occurring.

“Much was made of the fact that in our confirmation hearing and the use of subpoenas, Mr. McCorrison was subpoenaed to appear before our Committee. Let me give you a little bit of background on why. That decision was mine after discussing my decision with the Senate President. The reason for this

decision is based on the legislation this year, as you all know, for the dam safety law which was based on the proposed legislation from Mr. Godbey, the Special Deputy Attorney General. When that legislation was heard by the Judiciary and Labor Committee, I was there as a committee member and heard Mr. McCorrison raise some issues. I will also say that on the record I thought he embellished that particular presentation.

“So, when realizing that the dam safety issue was so important for us to determine and get the facts on, I utilized the subpoena to have Mr. McCorrison come forward under oath, realizing that as an attorney, he holds, at least I hope he holds, himself to an even higher degree of integrity based on the fact that he’s under oath knowing full well that if he breached his responsibility to his client it could jeopardize his case. So the idea was to really bring forth as much information as we could about that issue. So, I will take full responsibility for that. I asked Mr. McCorrison, under oath, to come and provide information to the Committee, but I think it’s important information and we’ll get to that as well.

“Finally, I want to speak to the Bureau of Conveyances. This is a very, very troubling division, and not only is it the focus of both the criminal and the ethics investigations, but just receiving knowledge about the security or lack thereof that is provided for our data with respect to title is very, very disturbing. The Bureau of Conveyances is the repository for all of the title documents in the State of Hawaii – for land, for our homes. I can’t think of a single more important asset that the citizens of Hawaii have in terms of wanting to be sure that that asset is protected. The manner in which data is kept there, the fact that questions were raised, the fact that the Attorney General took action on his own – not at the request of the Committee, but on his own – after hearing information in the executive sessions, to take control of certain computers at the Bureau of Conveyances indicates to me that there is a serious concern about data security at the Bureau of Conveyances. While it is true that the investigation is ongoing, I think the fact that these kinds of steps were taken indicate that we should be concerned about the security of our data.

“Let me just conclude this portion of my thoughts by saying this – in my mind, there is not a smoking gun, if that’s what people are looking for. I don’t think there is a need for a smoking gun because while no single event or issue is enough on its own, taken altogether, all of these issues that have been raised are cause for grave concerns. We cannot simply sit and wait for the next crisis to bring about a change in management of that department.

“I will quote the good Senator from Hawaii Kai who said during our confirmation decision making yesterday that, ‘Perhaps the problem with Peter is that he was trusting others too much or that he was simply naïve in how he was going about expecting to make change.’ But even more telling for me was the response that Mr. Young had to the good Senator from Hawaii Kai, who asked a key question about accountability. I think all of us in these positions of decision making and responsibility ask ourselves the same question, so I would like to quote for you verbatim the question that was asked and the response from Mr. Young.

Question: ‘Would you acknowledge that ultimately the buck stops with the director?’

Response: ‘I firmly believe we each share responsibility. We are responsible to ourselves to do the best that we can, to be fair with others, to work our hardest, and to focus on the mission, the common mission. Ultimately, as the director, I mean, I’m the Chair, I’m the lightning rod for the department. I have trouble with the specific reference that

“the buck stops here.” In part, because it implies a micromanaging prospect. That means that the director is doing everything and because he feels responsible for it. I feel it’s appropriate to delegate. It’s appropriate to hold others responsible for their actions. As the director, though, I am not only the figurehead, but I am the leader. But “the buck stops here” context for me can be viewed and used by some as a copout.’

“It’s difficult for me to support someone who will not take responsibility for the actions of the department, albeit a very large, large responsibility. So, Madam President, it’s difficult and I cannot have four more years of this type of on-the-job-training. The department needs accountable leadership.

“Thank you very much.”

Senator Hemmings rose in favor of the nomination and stated:

“Madam President, I rise to speak in favor of Gov. Msg. No. 276, the re-nomination of Peter T. Young to head the Department of Land and Natural Resources.

“This can be one of this Senate’s better moments. We’ll know at the end of the Roll Call today. I’d like to suggest that this open and free debate on this nominee is healthy and we’re going to make an informed decision by what’s said today. But I’d like to further suggest that we’re also voting on the integrity of this Body and the integrity of the process.

“We’ve already heard much about Mr. Young and I’m sure the previous speaker’s conclusions will be adequately rebutted, but I’d like to talk about the process. Subpoenas. Interesting. Was this Body in the course of these hearings acting as a grand jury indicting the nominee, or was this Body acting in a fair and open manner to conduct a hearing to reach reasonable conclusions based on fact?

“A reporter I respect asked me just this morning, ‘Doesn’t the Senate have the right to conduct their hearings in the way they see fit?’ And I said, ‘They sure do, but that doesn’t necessarily make it fair and responsible.’

“Madam President, I suggested to you – when you want to talk about where the buck stops – to change the subpoena process, if indeed it is required that we need the testimony of someone, that the request should come as it does in Congress from the majority vote of the Committee who’s seeking the subpoena, not the ‘behind closed doors’ conclusions reached by you and the Committee Chair. In the course of reaching these conclusions on advice and consent, I’d like to ask now, why was Mr. McCorriston subpoenaed? I’ve heard two answers already. Maybe there’s more. One, that he asked to be subpoenaed, and just now the Committee Chairman said he asked him to be subpoenaed.

“Did the Committee Chairman tell us what Mr. McCorriston’s motives are? Was the Committee Chair and the Committee complicit in the process? I’d say what we’re doing today is voting on not only this nominee but on the integrity of this Body. On that one particular case, not only does the State of Hawaii have a huge liability, but we’re talking about playing politics with people’s lives. I don’t understand it. I just don’t understand it.

“Regarding the closed door hearings, because of the request of the Attorney General, that might be necessary to protect the Attorney General’s investigations, but in this case, was Peter Young given the opportunity to specifically address the issues

and specifically have the opportunity to rebut what was said behind closed doors in an effort to indict him? I don’t think so.

“Much has been said today regarding no smoking gun, low employee morale, mismanagement, long-standing problems, but it’s just a matter of opinion as to who’s responsible for it. A huge fishing expedition went on regarding the Bureau of Conveyances’ problems. Who asked that the Bureau of Conveyances be investigated? Mr. Young.

“So I’m hoping that when this is all said and done, that this will be a fine moment for the Senate, that we will vote on what is fair and just for the nominee, that we will vote in favor of what’s best for the immediate future of the Department of Land and Natural Resources for the land, the ocean, and this environment, that we also will vote for what’s best for the integrity of this Body because I would suggest to each of us that there’s much more at stake than this nominee. I would suggest that the public does know what’s going on, and the public has spoken pretty loud on this issue, and pretty clearly. I’m hoping that this good Body, after the continued open and free debate, will vote in favor of Peter Young’s re-nomination and also vote in favor of the integrity of this Body to do what’s right, fair, and ultimately what’s in the best interest of the people who sent us here to do their bidding.

“I urge my colleagues to vote in favor of Peter Young. It’s the right thing to do. Thank you Madam President.”

At this time, the Chair made the following observation:

“Members, for the record, we are voting on Gov. Msg. No. 276, and that is all we are voting on today. Thank you.”

Senator Tokuda rose to speak against the nomination as follows:

“Madam President, at this time I would like to rise in opposition to the reconfirmation of Peter Young to serve a second term as Director of the Department of Land and Natural Resources.

“Before I begin, I would sincerely like to thank Mr. Young for his service and to acknowledge the work that he has done on behalf of our natural and cultural resources. In particular, I would like to thank him for joining me and coming to the table in good faith efforts these last few months to finally reach a longstanding agreement over Kawaiui Marsh. No matter what is said today by myself or others, this is an accomplishment that he should be very proud of, and I would sincerely like to thank him for working with us to protect and preserve one of Hawaii’s finest ecological treasures.

“Like many others, like the good Senator from Hawaii Kai, I have spent an amazing amount of time going through testimony, documents, listening to hours of verbal testimony presented by hundreds of individuals from across the State during this confirmation process. And, as I was going through these documents and this testimony and I was reading through Mr. Young’s questionnaire that he provided to us, one phrase really stuck with me and has stayed with me through this entire process – ‘Hoookuleana.’ Adopted by the Land Board in 2005 as their guiding principle of sorts, it means ‘to take responsibility.’ It challenges the department and its leadership to participate rather than ignore, to prevent rather than react, and to preserve rather than degrade. Like Mr. Young and the Department of Land and Natural Resources, we as the Senate also have a very important obligation and responsibility, and we should also adopt this principle as something that guides us through this process. In my deliberations, this was the principle, this was the

guide that I used when looking at the totality of Mr. Young's term.

"While there have been many significant accomplishments, as highlighted by the good Senator from Hawaii Kai, during Mr. Young's tenure, there have also been many indications that responsibility has not been taken by Mr. Young as Director of DLNR. Two years ago, as mentioned by the Chairperson of our Committee, as a result of controversy over Hokulia, the proposed abolishment of the Water Commission, and problems with Burial Councils, groups and community activists focused on the protection and preservation of our natural and cultural resources came together and called for Mr. Young to address their concerns in two months or resign.

"Seeing many of these groups that once called for his resignation, now coming forward to support him in his reconfirmation, I felt it incumbent upon myself to research exactly what those concerns were and if in fact they had made a complete turnaround so as to justify this new found support. Among those demands were calls to fill vacancies within the department's upper ranks, including deputy and administrator positions, and to adequately staff the department's enforcement, historic preservation, and burial site programs. They also came out very strong calling for an audit of the department as a result of questions raised about staff shortages, low morale, and backlogs in the re-interring of Hawaiian remains. It was a way for them to see clearly just how the department was being run under Mr. Young's leadership.

"Based on the information that was provided us during the hearing and through the State Auditor's many reports completed during the last four years, it is clear that these issues are still prevalent problems within the department and the audits themselves raise serious questions as to the management of DLNR under Director Young and the oversight of its divisions.

"In terms of vacancies, as I pointed out yesterday during our decision making process, in the top ranks of DLNR and amongst their frontline staff, DLNR still has a 13.9 percent vacancy rate. That's 116 vacant positions, more than one in 10 of every seat that should be filled, that should be there to protect our natural and cultural resources are empty. Even if a portion of these positions had been filled or could be filled, I can only imagine the amazing amount of work that they would do to protect and preserve our most precious resources.

"Since taking office in 2003, 11 out of 29 appointed positions and division managers who directly report and are supervised by Mr. Young have resigned, including four deputy directors. While Mr. Young has cited private sector competition and retirement as causes, testimony received and public statements made through the media in the past four years point to problems at the highest level of management within the department.

"Inadequately staffing the department's enforcement, historic preservation, and burial sites program, Mr. Young's appointment of the State Historic Preservation Division's Administrator and his ability to take responsibility for the current state of things within the division are questionable. Mr. Young himself recognizes the importance of this division. In his testimony he equated it to taking care of someone's relative. I agree with him. It is an extremely important responsibility that we all bear. And in the last two years, as noted by our Chairperson, SHPD has seen 20 individuals resign – in the last two years alone – and this is a small division of 27 employees. This serious problem in any of our departments should be taken seriously by any director. And to date, not even an exit interview has been conducted to try and get to the root of what

is nothing less than a mass exodus of employees in this very important division.

"Given the important work of SHPD, it was also incumbent upon Mr. Young to take responsibility to ensure that the administrator of this division had the background and experience necessary to lead this division. As the State Historic Preservation Officer, or SHPO, for Hawaii and given his own lack of personal qualifications as stated in HRS 6E-5, and also based upon federal standards requiring knowledge in the fields of archaeology, architecture, and history, it was essential for Mr. Young to enlist the services of a deputy SHPO and SHPD administrator that could not only motivate their professional staff to tackle the immense challenge, but understand the technical and culturally sensitive nature of the work that they do. Mr. Young made a conscious decision to forgo the professional background needed for SHPD, and instead chose to hire an administrator with a management background because these were issues raised in the audit this same individual conducted in 2002.

"While there have been reported 50 percent increases in completed investigations, I have very grave concerns over the increase in projects that were rushed through the process and were endangered or desecrated in the process. We've heard incidences of Ki'i Cave, the Wal-Mart site, Pua'a'a on the Big Island and many others over the course of our discussions and over the years. While Mr. Young meets with his SHPD administrator weekly, his ability to take responsibility to stem the flow of resignations, significant vacancy rates and concerns over the Division's ability to take responsibility for the protection of our most sacred sites over the past two years still remains questionable.

"I truly believe that our laws and our regulations are only as good as our ability to enforce them. That is why the DOCARE division is so critical to what the Department of Land and Natural Resources does. The use of DOCARE officers and how they have been paid has been called into question numerous times during our deliberations. Mr. Young has the responsibility as set forth in our Constitution to ensure that resources are used in a manner consistent with their conservation.

"As stated by our State Auditor just last year in her audit of DOCARE, Hawaii's natural and cultural resources will continue to deteriorate unless the DLNR and its DOCARE division aggressively address many of weaknesses noted in this report. During the one-year time period of the audit, almost 19 work years of effort expended performing missions only loosely controlled or connected with the division's primary mission were identified. This was time that was not spent protecting our 410,000 acres of coral reefs, our 11 marine life conservation districts, our 19 fishery management areas, our 9 fishery replenishment areas, our 2 wildlife sanctuaries, our 18 bottom fish restricted areas, and our 1.3 million acres of state lands, beaches, and coastal waters.

"I, too, care about our marine life, our endemic and endangered birds and species, and the preservation of our natural resources. I want to see our laws, and our regulations, and our policies enforced, and that is where DOCARE becomes essential.

"When Mr. Young himself states in his response to us in regards to coastal policy enforcement that his preference is to foster voluntary compliance, this concerns me – knowing that each day endangered birds are taken for their feathers, nets are laid and left there, fish is taken unscrupulously, and land is marked and scarred permanently, all the while our DOCARE officers are out conducting thousands, tens of thousands of

hours of missions only loosely connected to the mission of the department.

“As our Chairperson also mentioned, there were concerns about the ghost employees within DOBOR. One grave concern that I had was that through the progression of questioning between Senator Slom and then to the Chairperson, Mr. Young went from claiming that there were no ghost employees and in fact they were all filled, to they are partially filled with a few vacancies – and by the time he got to the center of the table – to telling the Committee that the \$250,000 in funds were used for equipment purchases. While this might be true, those \$250,000 could have been used to improve our small boat harbors and provide services to our boaters.

“Mr. Young has a fiduciary and management responsibility to ensure that all divisions within DLNR are able to function and to move the mission of the department forward. For a division like DOBOR, which is having difficulties making payroll or even buying janitorial supplies as a result of the reduced funds in their special fund, a number of serious concerns have been raised not only by the DOBOR staff but also the federal government.

“As mentioned by the Chairperson, the Coast Guard has ceased providing us with reimbursements through their reimbursable federal grants program since fiscal year 2005. It’s impossible for us to actually calculate how many dollars we’ve lost, but estimates are over a million dollars in reimbursable grants that could have gone towards our small boat harbors and our boating programs, and more importantly, to provide support for the people of Hawaii and those who enjoy water recreation.

“It’s not only the fact that they cannot adequately identify or account for law enforcement hours on the use of DOCARE positions for enforcement actions at the small boat harbors and on the waters, but the Coast Guard has also recently received information and stated in correspondences that they had with Mr. Young during 2006 that leads them to believe that there exists a possibility of misuse of federal funds provided for this program in the State of Hawaii. These questions raised by the Coast Guard as to the accounting for DOCARE services paid by DOBOR funds is not limited to the federal government. DOBOR and its leaders have been calling into question Mr. Young’s inability to take responsibility for adequately accounting for the \$1.5 million annually going to DOCARE payments from the Boating Special Fund, as well as assuming responsibility to provide much needed funds to improve our harbors and services to boaters by fairly increasing fees.

“The Legislature last year also asked for a report of how many hours were actually spent providing enforcement to our small harbors and on the water, to which Mr. Young pointed me to two sets of reports. One, I would have you note, is about 600-plus pages per month of timesheets, and in order for you to actually account for how much money or how much time was spent on the water, you would have to decode every handwritten, some typed, timesheets for every island, and then you would have to go and request the actual amount or salary for each individual.

“He also told me about the weekly reports that have started as of January 5, 2007, that are on the website for DLNR. On these, there are no listing of hours spent on the water or looking in enforcement areas. It is simply a tally of citations given for various divisions. This, I would argue, is not what the Legislature asked for when they wanted a proper accounting of exactly how much time DOCARE spent enforcing our laws and our regulations on our waterways and at our small boat harbors.

“While I do not want to go into detail too much over the Bureau of Conveyances, although it has already been brought up numerous times on this Floor, I do have concerns as a result of the discussions that we heard both in executive session, but mostly also outside of executive session when we were talking with Mr. Young. In my questioning of Mr. Young under oath, he stated very clearly that he had no involvement with the very large title company in Hawaii as Director of DLNR. Within five minutes shortly thereafter, I read to him notes from daily meetings held at the bureau that directly referenced Mr. Young specifically engaging in conversations and negotiations with the CEO of this company and discussing the possibility of a business relationship.

“Mr. Young then went on to contradict his earlier statement under oath and said that he had engaged in discussions with this individual. He had explored the possibility of bringing in the bureau’s largest private sector client into the inner workings of the department to handle and index documents received from the public and from other title companies. While Mr. Young may argue that other companies were approached, it should be noted that according to BOC notes, the other companies and the title association met with the BOC team and that negotiations with this one particular title company that dominates the business of the BOC was the direct responsibility of Mr. Young himself.

“While the agreement never materialized, we have a responsibility, actually, to look at the ethicality of his decision-making process. In government, we have a responsibility to support all companies – small companies, large companies, those in between – regardless of the percentage of the business that they may do with our departments or with this bureau in particular.

“Colleagues, these islands know all too well about land rightfully owned being taken away from them. The Bureau of Conveyances is the keeper of our titles, the witnesses to our ownership of property and of land. Through the BOC’s notes and reports from their fiscal division dated as early as last October, months before the actual investigation began, in reports from the Auditor’s Office and even news accounts of the Bureau, there’re enough statements, there’re enough signs, there’re enough things written on paper coming from internal sources, coming from external sources, coming from the public, that said something was wrong with the Bureau of Conveyances – the system is in jeopardy, security is compromised.

“To allow these things to continue, to not so much as take a second look at why undocumented donated computers – which I would argue while it was stated that it came from the 1990’s, a flat screen Dell, last I saw, was pretty recently introduced – and not only that, but technical support donated by individuals within our title community – one particular company within this community, the presence of personnel from this particular title company present in the bureau, and the lack of any contracts or agreements or records of payments for services or products provided – raised serious concerns for me as to the integrity of the system that is accountable for tracking all of our land transactions. It is responsible for ensuring that if you own land, it is rightfully yours.

“Yesterday, Senator Slom said, ‘Mr. Young, if he’s guilty of anything,’ and I’m quoting this again for the second time today, ‘if he’s guilty of anything, it is that he is too trusting of people and of being naïve.’ Mr. Young himself during his testimony said that, ‘I assume too much.’ Colleagues, this is one division, this is one department where being naïve and making assumptions could cost you something very valuable, and it could cost you your land.

“Like Mr. Young, we have a very important responsibility to take a look at the big picture – the total department and its functions – and his ability to move DLNR and its employees forward during good times and difficult years. While he has done good work as we have all stated, it is our job to hold any and every director accountable for their actions or inactions of their department. The Department of Land and Natural Resources holds in its hands our most sacred trust – our land, our oceans, our sacred and cultural resources. That is why choosing a steward for this department that has the ability to motivate not only the public but the people he leads is absolutely critical.

“Please know – to everyone here, to all that have testified, to everyone who’s called our offices or e-mailed – that I absolutely respect and I acknowledge every single voice, the hundreds of voices, maybe thousands at this point, who have called or written or come forward to offer support or to raise questions, and that I have taken every single one of them into account, and I take everyone very seriously. And it is through going over these documents and listening to these voices that I made my decision. That is why I would also ask you that while you will not and may not, some of you, agree with my decision, I would humbly ask that you respect the decision that I made, and I hope you know that the conclusion I came to only came about after giving serious and open-minded consideration to every viewpoint and to every voice.

“I was not here four years ago when this director came forward for confirmation. I wasn’t here two years ago when people started to raise questions about his ability to lead. But I’m here today, and I take my advise and consent responsibilities very seriously. This is the responsibility that I think we have – to ask all the questions, to leave no stone unturned, and to remember that this is not about a temperature check or looking at what percentage of the testimonies are for or against – it’s about taking the information that we have, it’s about looking at what’s best for not only the department, but our State, and making a sound decision. And as a result of what I have seen and what I have known, it is truly with great sadness that I cannot support the re-nomination of Director Young.

“Thank you, Madam Chair.”

Senator Trimble rose in favor of the nominee and stated:

“Madam Vice President, I rise to speak in favor of Peter Young, the integrity of the confirmation process, and what is good for the State of Hawai‘i.

“Colleagues, spectral evidence has not been allowed in a court of law in the United States or a colony thereof in more than 300 years. It seems strange that we would not hold ourselves to the same standard. But let me go on for a moment, if the confirmation process were about Peter Young, we would look at his accomplishments, we would look at what his constituents say. And if we did that, if we looked at it, we would say, ‘By golly, how in the heck did that guy accomplish so much with so little resources.’ And I think it is only fair, since we determine how much is appropriated along with the House, what he has had to work with. From the very first budget session he has asked for more money for the small boating program. It is unfair for some of us to stand up and criticize him when in fact we didn’t approve the request in the budget he made. In fact, we eliminated the second dam inspector position. Most of the things that we criticize Director Young for not doing could have been done if we had seen fit to give this department that we say is so important some more resources to accomplish its goals.

“If this Body were truly concerned about employee turnover as significant in determining good management practices from bad, we have to look no further than the Legislative Auditor’s Office. If you compare the numbers of employee turnover at the Legislative Auditor’s Office, you might be surprised that DLNR does not look so bad by direct comparison.

“You know, you can talk about the diversion of money from the small boating program to DOCARE – a practice that has been going on for more than 10 years, probably closer to 15 years – and you’ll probably find out in the committee report that when the small boating harbor was moved from the Department of Transportation to DLNR and the marine officers of the DOT were moved to DLNR, that an agreement was struck with full knowledge of the Legislature that money from the small boating program would go to fund enforcement positions. This is not new for members of the Senate. It was not new for me working for DBEDT. So I find it surprising that you are surprised.

“If you looked at the revenue of the small boating division, which you say you’re familiar with, I find it surprising that you don’t separate out revenue from places like the Prince Hotel. And if you did that and you compared the volume of that to what is going to DOCARE, maybe your criticism of Peter Young would be somewhat muted, because the transfers from the payments made by the owners of the small boats is not as significant as you would like people to believe. It is not a new practice. It’s one that Ways and Means staff has known about for over a decade. It is unfair and unjust for you to lay burdens like this at Peter Young’s feet.

“I’m deeply troubled by something that was brought up three times before, but let me go back to part of something that was referred to four or five times but nobody really got up and before his colleagues said what was actually in the committee report, where attorneys should be held to a higher standard than ordinary folk. It is relevant to this discussion as I will show. And I find it interesting that it was penned by the Chair of the Judiciary Committee, who in fact is not an attorney, because it might have some relevance to some people in this Chamber who are attorneys. So, whenever you see or hear the word ‘attorney,’ think Senator or Senate President. ‘Public confidence in law and lawyers must not be eroded by irresponsible and improper conduct of a lawyer. It has been noted in the past and continues to hold true today that when explicit ethical guidance does not exist, a lawyer should determine his conduct by acting in a manner that promotes public confidence in the integrity, efficacy and efficiency of the legal system and the legal profession. A consequent obligation of lawyers to maintain the highest standards of ethical conduct. Your Committee finds that a lawyer should strive to avoid not only professional impropriety, but as important, also the appearance of impropriety.’

“The reason why I bring this to our collective attention is that when Peter Young was put under oath, you know you might find that somebody is trying to figure out before he gives an answer to your question, why you’re fishing and what you intend to use it for. And when you authorize, or the Senate President authorized, the subpoena of somebody who probably would have been willing to come down and testify anyway because it allowed him to lay out his case and shift the blame to DLNR from his client, you kind of have to wonder what in the heck was going through their mind?

“You know, this truly troubles my constituents. They feel that the confirmation process was not a confirmation process but was akin to the use of spectral evidence just as they did in 1692 in Salem and they called it the ‘Salem witch hunts.’ It’s not about performance; it’s about levying blame. I think that is sad. I think the process has been misused. I think when you

look to confirm or not to confirm, employee morale is important; but in any department which is undergoing change, there will always be among a portion of that bureaucracy, resistance to change.

“The most important thing that we can look at in confirming Peter Young is his list of accomplishments. That is what the people expect. That is what the editorials in both daily newspapers refer to. How can we dismiss it? What is going through our minds?”

“We exist to serve the people that elected us to do what is best for Hawaii. And what is best for Hawaii – one has to consider the bottom line, regardless of the rhetoric – is what is the list of accomplishments? When you look at that, colleagues, I think you have to come to the conclusion that Peter Young does merit your vote.

“Thank you.”

Senator Fukunaga rose to speak in opposition as follows:

“Madam President, I rise to speak in opposition to Gov. Msg. No. 276.

“Others have spoken to various problems within various divisions. When I met with the candidate, I did let him know that I had concerns regarding some of the issues involving the department’s DOBOR division and said I was prepared to maintain an open mind during the Committee’s deliberations. We had extensive testimony and lengthy hearings. However, one thing that was truly shocking to me was some of the information that I learned as a result of some of the subpoenaed documents and the testimonies from subpoenaed employees of the department’s Bureau of Conveyances.

“My biggest concerns revolve around the installation, implementation, and development of the so-called new computer system that was really going to be designed to bring the bureau into the 21st century. What we learned during the discussions that we had with those witnesses is that, first, questions were raised last Fall indicating that the bureau’s database could be accessed remotely by unauthorized users. Second, if the bureau’s database contained any features which could thoroughly document and track all users and transactions, then the bureau’s own employees were unaware of such a feature. This is the kind of feature that most financial institutions and others who maintain large databases of information would find almost impossible to conceive of not having. It’s especially important when you consider the importance of accuracy and assuring that the State of Hawai‘i’s electronic records cannot be tampered with by any unauthorized users.

“Third, we found that computers belonging to private sector companies had been attached to the Bureau’s network, raising the question for me, ‘What purposes do these devices serve, and for whose benefit?’

“Based on information that we received in executive session (unlike what has been characterized as our not providing the nominee with an opportunity to respond to these questions), I did pose questions to the nominee asking whether or not he had responded to recommendations made in conjunction with an internal investigation that his own department had conducted in October 2006. I asked specifically whether or not the department had begun amending its administrative rules to ensure that proper rules were in place to govern the use of this database system. I asked whether or not the department had replaced the old fee schedule in place for use of its microfilm records accessed by individual private sector and individual

citizens prior to the installation of the new database. I also asked whether or not the department had executed written contracts with those who were authorized to use the new system. Finally, I asked whether or not the software vendor for this system had been asked to take a look at the system’s ability to provide data and image transfers and whether or not the programming services, that had been either donated or provided on a pro bono basis by an external private sector company, were in fact fulfilling the uses of the system that had originally been designed.

“Unfortunately, at that time, the nominee’s responses were less than satisfactory. He was unable to respond to those questions. Following that, the Chair of the WLA Committee submitted to the Department of Land and Natural Resources a request for documents that would otherwise respond to the questions that the nominee was unable to answer during the confirmation hearing. This was on Wednesday, April 18th. The department responded with a series of documents on Friday, April 20th. We reviewed the documents and found that many of the questions we had could not be answered by the documents provided. The Chair submitted a further request to the department for documents which would help us answer the questions that had been posed during the hearing. To date, no further documents have been received from the department.

“I think that this really raises a very troubling set of circumstances. When questions are posed, I would normally think that if there are answers that can be obtained from the production of documents, which anyone would assume – whether they are contracts, whether they are fee schedules, whether there are any other kind of administrative procedures – that these should be forthcoming immediately. Certainly, they would lay to rest many of my questions.

“What is troubling is the absence of any further information. At this point, when I look at the state’s responsibility to safeguard the sanctity and the security of electronic records that we are accountable for, which unlike the land, the water, or other kinds of natural resources that you can see in physical form, it seems to me that we owe a higher duty to be responsive in maintaining the security of those electronic records. And so, I would say in response to one of the prior speakers, we really should do the right thing and we should call for a proper accounting of the use of state assets for which the state is ultimately responsible.

“Having not received any information that I can otherwise base my decision upon, to come to a favorable conclusion, I must regretfully say that at this time I cannot support the nomination of the nominee for another term. Thank you.”

Senator Slom rose in rebuttal and stated:

“Madam President, a few brief rebuttal remarks.

“Colleagues, focus . . . focus . . . focus. You’ve heard from those that say they cannot and will not support the nominee, but what is it that you heard? You heard their concerns. You heard questions that were raised, assertions that have been made, allegations unproven, and questions. And yes, we all have questions and the longer we keep any individual here, the more questions we would have, if that was our objective.

“Couple of things that I have to respond to, though. First of all, I thank the Chairman and members of the Committee for quoting me so frequently. I just wish they’d quote me more accurately. For example, when I said about the vacancies that some of the people that left – and I said ‘some of the people,’ I think the record will show – it may be a good thing. And I’ll stand by that. But you know, when we’re talking about the rank

and file, who is the rank and file? Is the rank and file just those people that came to testify against the nominee or does the rank and file include the many hundreds of employees that support the nominee, many of whom were not allowed to speak. I would suggest that they're all the rank and file. And this idea of trying to divide people up, as we have seen in other bills, I don't think really serves a positive purpose.

"And by the way, I just wish that we would spend as much time on poorly drafted erroneous and questionable bills that we pass out of this Body because questions are raised, issues are presented, troubling, troubling ideas are brought before the Body, and then we usually vote, and it's 23 to 2 in favor. On a good day, it's 21 to 4. And then we find out a couple weeks later, or months later, oh my gosh, the bill was defective! What a surprise! So maybe when we're going through this process of how we're going to do things differently, let's apply it to legislation as well, because I think that's important.

"The management style of this nominee has been debated most of this whole time. And I, for one, said that may be a legitimate concern or something that we can talk about but should not be the basis for whether or not that individual is confirmed. I would say, and again my words were used to say that the director, possibly if he is guilty of anything, was naïveté and relying upon others. That's because, as he stated to us many times, he is not a micromanager. He believes in the integrity of other individuals and gives them an opportunity to take responsibility themselves and to do what needs to be done. What I suggested was maybe he should have paid a little bit more attention to those individuals he thought were going to join the team and really had the idea of improvement to this department at heart, rather than their own agenda.

"And so, I never said that there was no legitimate concern or differences with his management style, but overwhelmingly he has moved this department ahead, and no one has challenged the accomplishments that he's made. All they've said simply is, 'Well he should have done more,' and these unanswered problems for 20, 30 years, 'He should have solved them.' That's what they've said. Why didn't he do that? Why didn't he take care of the vacancies?

"If we want to look at vacancies in state government, to be fair maybe we should look at other departments in state government and see what the vacancies are there, and see what the problem with turnover is there, and see why people don't want to work when they have to go through a colostomy to be approved. For all the boards and commissions, we're really lucky that we get 400, 500 people to serve in these non-paid voluntary positions, because sometimes we talk not only about their character and their shortcomings, but we bring their families into it. Thank God we haven't brought their dogs into it, because that would be a real serious situation.

"The statement was made that as a criticism and as part of his management, that, quote, 'He fosters voluntary compliance,' unquote. My God! Fostering voluntary compliance! Oh, wait a minute! Wait a minute! Isn't that the whole basis of the Internal Revenue System? Voluntary compliance, but if you don't do it then they come after you? And if people didn't do what was supposed to be done and didn't follow the laws, Peter Young came after them. That shows by the administrative action and legal action that was taken. I would much rather have somebody there that believes in voluntary compliance than someone who is dictatorial and says, 'You will do this; you will do that.'

"And how about on-the-job-training? That was another criticism. Well, first of all, I guess there're several of us in this Body that haven't had any on-the-job-training – we haven't

learned anything, we haven't changed anything. Because what was the criticism? The criticism was that four years ago, a lot of these individuals and organizations, probably some of you sitting up in the gallery, did not trust, did not believe, did not want this guy. So the statement was made, 'Only because there was a threat, he changed.' Well, that may or may not be true. The bottom line and the most important thing is he changed! He responded! He listened! He did things! Is that worse than not changing and not doing anything and not being flexible? I think not.

"I would want someone, in any position, including the Governor of this State, to say to us, 'You know, I just learned something the other day. I went out to Waianae and I learned something there. I went to Maui and I thought I knew all the things, and I learned something there. I went to the Next Step Shelter and I learned something there. That's on-the-job-training. Why should that be a negative thing? As far as his responsibilities, though, he knew what they were and he did them. Our criticism is we just didn't like some of the things that he did and we didn't like the ways that he did them.

"So I see this negative opposition as grasping at straws – as looking for something. We couldn't find a smoking gun. Now we all agree on that. There is no smoking gun. He's not the subject of any investigation. We all agree on that. He initiated the investigations outside. We all agree on that.

"And one good thing that did come from our behind-the-scenes discussions and all, we all – all five of us – agree that there was not a sense of urgency at present in the investigation that was ongoing by the Attorney General's Office, but when the Attorney General himself came to that hearing and he heard about our concerns, particularly about security and computers, what did he do? He immediately . . . that was on a Friday when he came to see us, and by Saturday those computers were in the custody of the Attorney General's Office. He acted too. He listened to us as a Committee. That was a good thing that we did. We expressed a concern, there was immediate action taken. At no time did the director ever try to block, slowdown, change, or divert any investigation into his department. Quite the contrary – he called for it; he supported it; he still supports it.

"We're also in agreement that these investigations are ongoing, so we have nothing at this moment that has been defined or been proven except allegations and assertions, troubling questions, and other things that we think about in our mind.

"By the way, some people didn't like the answers that the nominee gave. And as I've said, I'd probably answer some of the things differently. He was under oath, so what he spoke was absolutely the truth. And he was given a standard that no other conferee has been given, before or since. But he was under oath. And there's been no evidence that what he said was not true. There was evidence that we would have liked, perhaps, documents in a different format, and that is true. But that's not a knock against the nominee, I don't think. I may be wrong.

"The good Senator from Waikiki talked about the funds in the boating special fund. And again, focus, and let's remember that the expenditure of those funds, first of all the creation of the special fund, came from this Body. The expenditure of those funds came from this Body. The things that were done, the budgets that were denied, the extra personnel sought, the money for enforcement was denied by this Body! He made the effort. One of the witnesses said, 'If he was so good, he would have achieved what he wanted to do.' Even the Governor doesn't achieve all the things she wants to do, and I think we all agree she's pretty effective.

"It takes three to tango – the Executive Branch, the Judicial Branch, and the Legislative Branch – and this year we're seeing a struggle for power. Are we all going to be co-equal? I don't think so, because the Legislative Branch is trying to take more power, make more decisions, and in so doing has done the very thing that we have criticized others – and that is micromanage. We want to get into each department. We want to get into each director. We want to tell them, 'Well, you should have done this, and you should have done that. And this is the kind of meeting you should have and this is what you should do for every employee, and anybody that complains about anything, you should take care of them.' That's what this is all about.

"And so at the end of all this discourse, and I don't know if there's anybody else going to stand up, but so far I ask, 'Where's the beef?' And I'm reminded of the old jazzy song, 'Is that all there is?' Because if that's all there is, folks, there is no reason for you to vote down this nominee. Have your concerns, have your displeasure with some of the decisions that were made or not made, as do his supporters, but do not disrespect these people that say, 'We want him. We believe in him.'

"And finally, again, Mr. McCorriston. I do not doubt my Chairman's explanation or his beliefs, but I will tell you this. One of the explanations was because this Body has been trying to pass good, stronger dam safety legislation. It was thought that Mr. McCorriston could add something to that discussion. That's like saying, when we talk about child molestation, let's bring in the attorney for the child molester because he can add something to the discussion, too. You mean to tell me there are no other attorneys in this state, there are no other people that we could have brought in to talk about dam safety? Only the one man who has a client who's up to his eyebrows and beyond in complicity, and who is trying to make this state pay for his client's mistakes and errors, and who will use, if you vote down this man today, will use that, sure as I'm standing here before you, to say, 'See, the director was incompetent, even the Senate says so.' And you will be handing something to this attorney and you will be taking something away from the victims on Kauai, and you will disrespect not only Native Hawaiians and children and environmentalists, but the victims on Kauai. That's what you'll do if you vote him down now because that's what it's come down to. Mr. McCorriston and his client have become major players and they should not have been. Shame on us! Shame on us! We should not have done it.

"Now, if after all this you still decide to vote 'no,' that's your conscience, that's your prerogative. I'll still joke with you tomorrow. I'll still sit next to you in Conference Committee. I won't think anymore ill . . . oh, but wait a minute – I do remember after the Margery Bronster incident, the next year, which was an election year like next year, seven Senators were defeated, three decided to pursue other careers and vocations. The public is watching. They are waiting.

"So yes, let's do the right thing. Thank you, Madam President."

Senator Sakamoto rose in opposition to the nominee and said:

"Madam President, I rise in opposition to the nominee.

"The previous speaker talked about focus. My primary focus will be on the dam safety issue, specifically the Kaloko Dam breach in 2006. I believe the people of this state want to sleep safely at night. I believe the people of this state – whether they live by a dam, a stream, an ocean, or any natural resource – want to sleep safely at night . . . people died. People don't want

insecurity. I believe people of this state in the past, today, and tomorrow, expect there to be proper inspections, proper classifications of dams, proper mitigation . . . people died. People have an expectation of state government. The Dam Safety Act of 1987 gives the Department of Land and Natural Resources the responsibility of inspecting dams. Obviously, this does not mean Peter Young himself has to walk out to every dam, or inspect every stream, inspect every burial site, inspect everything, but people do expect the leader of the Department of Land and Natural Resources to protect them when they sleep at night . . . and people died.

"This wasn't an old issue from 40 years ago, but it is an old issue and there's no question resources are part of the picture, and in no way am I absolving others of any culpability in what happened, but certainly the American Society of Civil Engineers in March 2001 did issue Hawaii a D grade for our state regulated dams and that continued. In December of 2001, the DLNR engineers sent a certified letter to Mr. Pflueger related to Kaloko Dam Reservoir, but that wasn't the first issue. Way back in 1984 there was a documented report relating to the Kaloko Dam issue. The department knew. The leader of the department either knew or should have known.

"People talk about the nominee's accomplishments. But this isn't about somebody standing in front of an orchestra, or behind an orchestra, or being in a parade and taking credit for the parades either before him or after him. This is about taking responsibility for parts of the parade that he either orchestrated or, perhaps in this case, failed to orchestrate.

"In March 2005, again the American Society of Civil Engineers issued a D grade for Hawaii's regulated dams. In October 2005, and thanks to our local media, they brought the issue before us. They presented the bigger picture – '22 structures in dire need of repairs.' They published big pictures and maps, a full page of them. No one should have ignored this. Certainly all of the people in affected areas were saying, 'Am I safe; does this affect me?' People died . . . people died.

"It's reported that the dam safety engineer said in October 2005, 'We have been very fortunate we haven't had any major dam failure here.' And who is responsible? Those in the department can all say, 'not me.' It's been also reported in the media, 'State got dam complaint three weeks before it burst.' And I'm not here to say if this is right or wrong, but if it is indeed right, apparently a Sierra Club conservation manager had reported a problem with the Kaloko Dam leaking . . . people died.

"People want to be safe. People expect our state government to assure their safety . . . people died.

"An expert in the Report of the Independent Civil Investigation (Vol.1, p. 160) that was commissioned says, 'In my opinion, it is likely that a visual inspection of Kaloko Dam and its appurtenant facilities by qualified persons would have identified the lack of a spillway in the reservoir. Furthermore, because of the limited etc., etc. The lack of funding' – yes, it's an issue – 'apparently had led to difficulties in management of the program and in implementation and enforcement of the program's requirements. But,' he concludes, 'Notwithstanding the above questions, in my opinion, a more aggressive program of dam inspections under HRS 179D that would have included regular dam safety inspections of Kaloko Dam, would probably have allowed for early identification of the potential failure of the dam and allowed correction of the deficiencies leading to such failure.'

"My focus – even with all of the other things people say, is there a smoking gun? – perhaps because I'm a civil engineer,

perhaps I'm more sensitive to these issues, but I believe the people of Hawaii feel like this indeed was a water cannon blast that created a canyon where it didn't have to be. This is not to say the state is culpable in itself, but that the state could have prevented this . . . people died.

"We need to do better and I believe, sadly, Mr. Young, who was our leader, perhaps not everything was in his control, didn't do everything he should have . . . people died."

Senator Ihara rose with reservations and said:

"Madam President, I rise to express my reservations on the nomination of Peter Young.

"Madam President, I want to explain the process I used in deciding how I would vote on this confirmation. My vote turns on the scope and totality of the information I used to base my vote. I've reviewed the public testimony submitted to the Water Land Committee written and oral. I have reviewed much of the video tape of the hearing, those five days. I've also read all the transcripts of executive session testimony taken under oath, and I've listened to the audio tape, which is the only source of testimony submitted in the executive session by the Ethics Commission investigator. I have also met with and have spent many hours discussing with several key subpoenaed and other key individuals who are privy to the situation at the Bureau of Conveyances.

"One approach we could use in deciding whether Mr. Young should be reconfirmed is a weighing or balancing approach which the Governor is suggesting – take all of Peter's accomplishments and all of his shortcomings and weigh all of this together to see whether in totality Mr. Young has done more good than bad. I believe, however, that there are certain management qualities and actions that must be considered outside of a balancing approach. For example, this might include failure to meet core requirements, core management standards fundamental to the job of the Director of the Department of Land and Natural Resources, such as managerial malfeasance or nonfeasance.

"There is also the matter of public vs. confidential information. I have made a clear distinction between information that is public – written or oral testimony submitted to the Senate Committee – and sworn testimony submitted in closed executive sessions, including written materials distributed there and subsequent conversations held on these closed door subjects.

"Before the confirmation hearing started, I decided to base my vote only on public information available to the public. I would allow the confidential, off-the-record information to inform me and provide valuable background information for viewing the confirmation process, but not be used to base my vote. This is not an easy thing to do. It's like being on a jury, having heard all the testimony and the judge says, 'Strike the following information and disregard it when making your decision.' It's not an easy thing to do, but approaching the confirmation process from the beginning with this public vs. confidential distinction has made it easier for me to separate those two kinds of information. I believe that choosing to exclude confidential information from my decision making is in part a public policy decision, but this to me is essentially a political decision – political in the large and publicly responsible sense.

"Madam President, I have long been concerned about the health of our system of politics and representative form of government. I believe our democracy is in jeopardy – in particular the disconnect between the public and their elected

representatives. I believe the public has too much distrust of their own government. I have sought to increase public transparency and accountability in government. I believe serious consequences can result if decisions are made based on secret information. Sometimes it is necessary, but I think it does get dangerous. It's most easily seen on the national level, where I often question executive decisions and why they are made, because many of those decisions are said to be in our best interests but are based on private information.

"Having chosen to use only public information in making my decision, I have decided that there is not enough public information that will allow me to vote to reject the nomination. I have weighed the significant accomplishments of Peter Young and his commitment to resolve remaining issues in the department. Balanced with these accomplishments are the significant shortcomings and his inability to resolve major ongoing problems that have hindered the progress in the department.

"Based on public information alone, it's a close call for me, and I have decided to reluctantly support Peter's nomination. On public information alone, I believe others can come to a different conclusion, and I will defend the reasonableness of a vote to reject. The truth of the matter, however, that there is much important information in possession of Senators that is not available to the public, this is confidential and off-the-record information. Much of this confidential information is sworn testimony given under oath as required by the Attorney General and the Ethics Commission to protect ongoing criminal and ethics investigations.

"Madam President, I could have chosen to include confidential information in my decision making, but I did not. However, based on all the information, including sworn confidential testimony and other off-the-record information, I could have decided that Peter Young should not be confirmed. The confidential information allows me to conclude that Peter Young has mismanaged certain areas of his department – in particular, the confidential information when added to the public information leads me to make conclusions regarding Peter's actions and non actions regarding the Bureau of Conveyances. I believe Peter Young is responsible for allowing improprieties and corruption to continue at the bureau. If all the confidential information was available to the public, I would surely vote to reject the confirmation of Peter Young. However, I have chosen to constrain the information I used for deciding my vote.

"Based solely on public information, I reluctantly support Peter Young's confirmation. Thank you, Madam President."

Senator Hooser rose to speak against the nomination and stated:

"Madam President, I rise in opposition to Gov. Msg. No. 276.

"Much has been said here today about this very serious discussion or decision we're making. People have talked about meetings behind closed doors, about disgruntled employees, about the impact of unions and labor, about smoking guns, and about investigations. Contrary to what the prior speaker said, the good Senator from Kaimuki, and the conclusions he came to, I've looked at the same information and decided to base my decision purely on public information, and I firmly believe like many of our friends here in the audience and the Floor here today that good people, people of high integrity, credible people can look at the same facts and information and come to different conclusions.

"I decided that I don't need a smoking gun. I don't need an investigation. I don't need to participate in the closed door hearings, though I respect the reason for them. I've spoken to no disgruntled employees, no unions have come lobbying me for my decision, and yet I've come to the conclusion that I cannot support the nomination of Peter Young to this position. And I've come to that conclusion as many people here earlier today said we should – that we should base our decision on our constituents and the residents in our state and our community. Leading up to this meeting today, I've spoken to many, many people, Mr. Young and others who've come by the office, like all of us, asking for support. My response has been consistent in that if my decision whether or not to support Mr. Young was to be based on the conduct of the Department of Land and Natural Resources and my community, I would be unable to do so.

"Kauai has been mentioned frequently in today's discussions, and I think if people look at the testimony that has come in – the hundreds, if not more, testimonies in support – you'll find the leaders in the community of Kauai, the environmental leaders, the people I work with and know and have been friends with for years, you'll find that generally speaking there is not the support that there might be in the rest of the state. And the reasons are many, but basically it comes down to the conduct of the department and Mr. Young, as the leader of the department, I hold him accountable for that conduct.

"Yes, there have been years and years and years of problems. Yes, perhaps the resources have not been sufficient to meet the needs. Nevertheless, Mr. Young has had four years, and still the department, in my opinion, in many ways is dysfunctional. As I experience personally on a weekly basis, I'm in contact as a result of complaints from constituents. I have a constituent who lives on the North Shore of Kauai who for years, without exaggeration, for years has been trying to get the department to enforce the certification of the shoreline laws as they're written, in my opinion, clearly in the law today. For years the department has resisted this and this person recently won a Supreme Court decision supporting her position, and still to this day the department does not follow the spirit and intent of that court decision, according to my friends and colleagues who are on the North Shore of Kauai.

"I got a call a few days ago from this person who said she recently got a letter signed by Mr. Young stating that she and a handful of residents did not qualify to appeal another shoreline certification decision. And that, in and of itself, is not unusual, but this letter took almost a year-and-a-half from the time the request was made for that decision to be made. And that's not a year-and-a-half to settle an appeal – that's a year-and-a-half to decide whether or not they had standing, if you would, to appeal.

"If you head around my island and you go to Hanalei Bay, you'll see surf schools that dominate the coastline. For at least two years, residents of the community and myself included have been asking the department to please do something about this illegal commercial use of our natural resources. The answers we get is, 'We're working on it, we're working on rules,' and in the meanwhile, these surf schools dominate the coastline and disrupt activity from others – local residents.

"Kaloko . . . the tragedy at Kaloko has been raised on numerous occasions here today, and it was alleged that Mr. McCorrison used this as an opportunity to deflect attention from his client, Mr. James Pflueger, and the responsibility that he may have in this situation toward the state. And as the Senator representing District 7, Kauai and Niihau, I'd like to say clearly that it is my clear opinion that the State of Hawaii,

the County of Kauai, and Mr. Pflueger share significantly in the responsibility for the tragedy at Kaloko and all should pay a price for the actions or inactions that they participated in which resulted in this tragedy.

"As I go around the island, we can talk about Waiiaka Canal where boaters, recreational boaters, have to get out of their boats and push it across the sand because the state has been unable to clear the canal for the boats. Again, years of complaints, years of asking, and the funds for this have been made available but still the work does not get done.

"Kikiaola Boat Harbor and Kokee, and I had spoken to Mr. Young about this on many, many occasions. The Kokee master plan has dragged out for years, and years, and years – the controversy with the cabins. But really, in my opinion, the Kokee master plan is the tipping point in terms of the department and its action and inaction, and after speaking with Mr. Young directly and after many, many public hearings, meetings where hundreds of residents showed up, Mr. Young and the department did make efforts to respond and to meet community needs. And I was happy to see that, only to have the department drop the ball seemingly entirely after that point.

"To me, I don't need a smoking gun. I don't need an investigation. The other evidence, if you will, the other testimony I think is meaningful, but I look at it strictly from my perspective as the Senator representing District 7, and I suspect other rural communities who were dramatically affected by the Department of Land and Natural Resources that the response from the department is the same. I'm 100 percent convinced that the Department of Land and Natural Resources is not being managed properly, and Mr. Young is in charge. He's been in charge for four years. Four years ago we gave every nominee, every cabinet nominee from the Governor's Office, a pass to do their job. He has had four years to do it. Is it his fault? We can blame it on history, we can blame it on resources, we can blame it on the size of the department, but Mr. Young has been on the job for four years.

"This is a difficult decision – I like Peter Young. I don't doubt, whatsoever, that he works very, very hard. I have no doubts whatsoever that he cares deeply about our natural resources and about our community. And I have no doubt that he is doing his very best. But, in fact, that is not enough. Again, if I were to base my decision on my experience with the department in my community, I would be unable to support the nomination and that is why I'm speaking so today.

"Thank you."

Senator Kokubun rose in rebuttal as follows:

"Madam President, just a short rebuttal if I could.

"After hearing different pronouncements today, I want to really just assure everyone about some terms thrown around – 'Was this a grand jury indictment?' or 'Was this an investigative committee?' or even more provocative, 'Was this a witch hunt?' Let me assure all of you that the Committee did not conduct itself in this manner – not at all in this way. Again, the idea or the goal of the Committee was to conduct this in the most efficient and respectful manner possible, and I think we accomplished that. We disagree on some of the points and I think that's what this Body needs to resolve.

"Let me also say that with respect to the fact about the nominee testifying under oath, that was really a choice that was provided to him and he decided to go under oath, which I respect completely and I honor him for that because that was not something that he had to do.

“Many people have talked about weighing the facts and I completely agree. As a member of the Committee, we did have access to the executive sessions. It’s very, very difficult for me to discount the information that was brought forward, particularly with respect to the investigations. And yes, they are not concluded, and yes, they will go on, but I think those were very troubling in the sense that it really opened a can of worms in the sense that this goes very, very far and wide with respect to our security of data.

“So, like all of you, I’m weighing the facts and I have come again to the conclusion that we must have a change at the Department of Land and Natural Resources for the betterment and the future of Hawaii. So, I ask that you not support the motion.

“Thank you, Madam President.”

Senator Hemmings rose in rebuttal and said:

“Madam President, in conclusion I’d like to offer some points of rebuttal.

“It’s been a long afternoon; it’s been a good afternoon. We’ve all put our conscience on the table and we’re going to make a decision soon.

“In regards to the assertion that the hearing process was not an indictment of sorts, well, the last time I looked at the Judicial Branch of government, indictments and grand juries are conducted behind closed doors, there is unilateral evidence gathering, and there is an inability of the proposed defendant, in this case the nominee, to defend himself. So, I would suggest to the previous speaker that everything he said is false, and the public is not going to be fooled. This process has been marred and it has not been a fair and just hearing process, but rather an indictment or sorts.

“The second point I think is incredibly interesting is that we gave the nominee a choice to be under oath or not. Was that a choice, Mr. Chairman? It’s like saying, ‘Well, we’re going to let you tell the truth or tell a lie. How do you want to do it?’ It wasn’t much of a choice. I think the nominee did the thing he had to do under those circumstances, and if that fact indeed is true that you gave him a choice, that unto itself is unfair.

“Thank you, Madam President.”

The Chair then announced:

“If there is no further discussion, we are going to recess to get the members who are not present and then we will resume taking the vote.”

At 3:12 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:23 o’clock p.m.

The Chair then made the following observation:

“We have given all the members who want to be here adequate notice. We have paged the members who are not here and therefore we will begin. It’s been a long afternoon, a long morning, and we will proceed.

“Members, an ‘aye’ vote is a vote to advise and consent to the nomination. A ‘no’ vote is a vote to reject the nomination. A Roll Call has been requested, so Madam Clerk will you call the roll.”

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, 8. Ayes with Reservations, 1 (Ihara). Noes, 15 (Baker, Chun Oakland, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Kim, Kokubun, Nishihara, Sakamoto, Taniguchi, Tokuda, Tsutsui). Excused, 2 (English, Menor).

At 3:25 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:26 o’clock p.m., with the President in the Chair.

FINAL READING

S.B. No. 1947, S.D. 1, H.D. 1:

Senator Menor moved that S.B. No. 1947, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and said:

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

“While I understand this is an administration bill, I am still opposed to it. We have some very serious problems with this beverage deposit tax bill and the way it’s being run – the fact that the state profits from it; the state has over \$25 million in excess revenues right now. People still are complaining that they’re not getting their money back as we promised them, five cents per container; instead, the recyclers are weighing the containers and giving the consumers far less.

“The administration has hired additional people, has run up the expenses on this bill. We should have abandoned this bill and support real recycling, and force the City and County of Honolulu and the Mayor of Honolulu to institute curbside recycling as soon as possible without any additional penalties or charges.

“So, based on all of this information, Madam President, I cannot support this so-called emergency appropriation for an expansion of this tax. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1947, S.D. 1, and S.B. No. 1947, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Slom). Excused, 3 (Bunda, English, Nishihara).

At 3:28 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:30 o’clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 55, S.D. 1 (H.D. 2):

Senator Taniguchi moved that the Senate reconsider its action taken on April 10, 2007, in disagreeing to the

amendments proposed by the House to S.B. No. 55, S.D. 1, seconded by Senator Ige and carried.

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 55, S.D. 1, seconded by Senator Ige.

Senator Taniguchi noted:

“Madam President, the House just changed a delayed effective date to ‘upon approval,’ so we’re okay with that.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 55, S.D. 1, and S.B. No. 55, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” was placed on the calendar for Final Reading on Wednesday, April 25, 2007.

S.B. No. 840 (H.D. 1):

Senator Kokubun 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. 840, seconded by Senator Tokuda and carried.

Senator Kokubun moved that the Senate agree to the amendments proposed by the House to S.B. No. 840, seconded by Senator Tokuda.

Senator Kokubun noted:

“Madam President, we are in agreement with the intended purpose for the bill. There were just some semantic differences and so we feel that this is appropriate. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 840, and S.B. No. 840, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA,” was placed on the calendar for Final Reading on Wednesday, April 25, 2007.

S.B. No. 1283, S.D. 2 (H.D. 2):

Senator Ige 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. 1283, S.D. 2, seconded by Senator Sakamoto 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. 1283, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Sakamoto, Baker). Noes, none. Excused, 1 (Whalen).

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.B. No. 1283, S.D. 2, seconded by Senator Sakamoto.

Senator Ige noted:

“Madam President, the House made many technical nonsubstantive amendments. In addition, they did add a reporting requirement that would require the Department of Health and the University of Hawaii to report back on the status of the funds, and we agreed that this would be a good thing to add to the measure.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1283, S.D. 2, and S.B. No. 1283, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND,” was placed on the calendar for Final Reading on Wednesday, April 25, 2007.

S.B. No. 1457, S.D. 2 (H.D. 2):

Senator Ige 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. 1457, S.D. 2, seconded by Senator Baker 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. 1457, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Baker, Chun Oakland). Noes, none. Excused, 1 (Whalen).

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.B. No. 1457, S.D. 2, seconded by Senator Baker.

Senator Ige noted:

“Madam President, the only discrepancy in the two versions of the bill was the amount to be appropriated for the Developmental Disabilities Division, and upon further review, we agreed with the House amount.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1457, S.D. 2, and S.B. No. 1457, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH,” was placed on the calendar for Final Reading on Wednesday, April 25, 2007.

Senator Sakamoto, Chair of the Committee on Education, requested that the joint referral of H.C.R. No. 89 to the Committee on Education and the Committee on Human Services and Public Housing; and the joint referral of H.C.R. No. 315 to the Committee on Education and the Committee on Transportation and International Affairs be waived.

Senator Sakamoto noted:

“The first measure, H.C.R. No. 89, relates to a master planning study at Leahi, and although the Senate made some amendments to our version, we feel the House version encompasses what we need.

“H.C.R. No. 315, expressing support for international education, passed unamended in the Senate as well as the House, so we would propose that it’s what we’ve agreed to in the past.”

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolutions were placed on the calendar for Adoption on Wednesday, April 25, 2007:

H.C.R. No. 89, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXTEND ITS CURRENT LAND LEASE WITH

LEAHI HOSPITAL TO FACILITATE THE EFFECTIVE
PLANNING, DEVELOPMENT, AND
IMPLEMENTATION OF A CAMPUS-WIDE MASTER
PLAN FOR LONG-TERM HEALTH CARE SERVICES”;
and

H.C.R. No. 315, entitled: “HOUSE CONCURRENT
RESOLUTION EXPRESSING SUPPORT FOR
INTERNATIONAL EDUCATION.”

ADJOURNMENT

At 3:38 o'clock p.m., on motion by Senator Ige, seconded by
Senator Gabbard and carried, the Senate adjourned until 11:30
o'clock a.m., Wednesday, April 25, 2007.

FIFTY-SIXTH DAY

Wednesday, April 25, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:49 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Malcolm Naea Chun, after which the Roll was called showing all Senators present with the exception of Senator English who was excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 789 to 793) were read by the Clerk and were placed on file:

Gov. Msg. No. 789, informing the Senate that on April 24, 2007, she signed into law House Bill No. 659 as Act 36, entitled: "RELATING TO TARO."

Gov. Msg. No. 790, informing the Senate that on April 24, 2007, she signed into law House Bill No. 1095 as Act 37, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 791, informing the Senate that on April 24, 2007, she signed into law Senate Bill No. 53 as Act 38, entitled: "RELATING TO MARRIAGE AND FAMILY THERAPISTS."

Gov. Msg. No. 792, dated April 24, 2007, transmitting her statement of objections to House Bill No. 863 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 24, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 863

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 863, entitled 'A Bill for an Act Relating to Public Work Projects.'

The purpose of this bill is to mandate that a private construction project will be considered a public work project subject to chapter 104, Hawaii Revised Statutes, Hawaii's Wages and Hours of Employees on Public Works law, if the State or a political subdivision leases or is assigned more than fifty percent of the project. Copies of the lease agreement must be filed with the Department of Accounting and General Services and the Department of Labor and Industrial Relations.

Additionally, this bill requires the construction project owner submit weekly certified payrolls to the leasing governmental agency or the governmental agency using the leased or assigned space which, for the purposes of chapter 104, shall be deemed the governmental contracting agency.

Finally, this bill requires that prior to the start of construction, the construction project owner sign an agreement with the leasing governmental entity agreeing to pay the prevailing wage to the laborers and mechanics working on this project and to otherwise comply with the requirements of chapter 104.

This bill is objectionable because it is an unwarranted expansion of the types of projects that could be subject to public works projects rules and statutes. Currently, section 12-22-1 of the Hawaii Administrative Rules defines a public work to encompass a private construction project when the State or a political subdivision leases the entire building or structure and where: (1) the lease was entered into prior to construction of the structure or building; and (2) the construction work was performed according to plans, specifications, or criteria of the leasing governmental entity.

Expanding public works coverage to mixed public-private structures may inject confusion and needlessly increase the associated building costs of a private construction project. Smaller owners in particular may not want to develop commercial space for lease to the government because of the additional burden of complying with unfamiliar labor laws. It is anticipated that this bill will also probably limit or reduce the number of office buildings that will be available for lease to government agencies. This bill may likewise impede the development of mixed use housing projects, wherein some of the units were for market sale or rental and others were leased to a public housing corporation for elderly, Section 8, or transitional housing.

Finally, because this bill directs that certified payrolls be submitted to either the governmental leasing entity or the governmental agency accepting the construction project and not to the Department of Labor and Industrial Relations, this data will go to entities that have no authority to audit or enforce these payrolls, thereby inhibiting the enforcement of wage laws this bill attempts to impose on private projects.

For the foregoing reasons, I am returning House Bill No. 863 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 793, dated April 24, 2007, transmitting her statement of objections to Senate Bill No. 1642 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 24, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1642

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my

approval, Senate Bill No. 1642, entitled 'A Bill for an Act Relating to Labor.'

The reported purpose of Senate Bill No. 1642 is to establish clear distinctions between mandatory, excluded, and permissive subjects of collective bargaining by (1) allowing negotiations over the procedures and criteria on promotions, transfers, assignments, demotions, discharges, or other disciplinary actions and (2) subjecting violations of negotiated and agreed upon procedures and criteria to the grievance procedure contained in a collective bargaining agreement.

Rather than providing clarity, this bill would blur the delineation provided by existing law between matters that are subject to collective bargaining and matters that have been excluded from collective bargaining; including certain 'management rights' such as determining criteria on promotions, transfers, assignments, demotions, layoffs, suspensions, termination, discharge or other disciplinary actions.

This bill is objectionable because it constitutes an unacceptable infringement upon management rights currently protected under section 89-9(d), Hawaii Revised Statutes. It attempts to overturn the case of United Public Workers, AFSCME, Local 646, AFL-CIO v. Hanneman, 106 Hawaii 359 (2005), the Supreme Court of Hawaii case that held that the City and County of Honolulu's decision to transfer refuse workers from the Pearl City baseyard to the Honolulu baseyard was not subject to collective bargaining. The Hanneman case reaffirmed management rights as set forth in section 89-9(d).

This bill erodes management rights and, by allowing negotiations on the criteria management uses to act on matters such as layoffs, transfers, and assignments, it involves labor in the fundamental decision-making process of management. In permitting negotiations over assignments, this bill would adversely impact the employer's ability to make assignments of specific employees and groups of employees and hinder the delivery of services to the public.

This bill does not achieve its reported purposes, and only obfuscates the clear distinctions that currently exist between management rights and items that may be negotiable under collective bargaining. The provision added to section 89-9(d) by the bill stating that section 89-9(d) shall not be used to invalidate provisions of collective bargaining agreements in effect on and after June 30, 2007, could be interpreted to mean that the areas specifically excluded from collective bargaining pursuant to section 89-9(d) and the Hanneman case may be subject to negotiations by the parties to a collective bargaining agreement.

For the foregoing reasons, I am returning Senate Bill No. 1642 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 829 to 835) were read by the Clerk and were placed on file:

Hse. Com. No. 829, returning S.C.R. No. 31, S.D. 1, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 830, returning S.C.R. No. 53, S.D., 1, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 831, returning S.C.R. No. 164, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 832, returning S.C.R. No. 175, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 833, returning S.C.R. No. 176, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 834, returning S.C.R. No. 193, S.D., 1, which was adopted by the House of Representatives on April 24, 2007.

Hse. Com. No. 835, returning S.B. No. 249, which passed Third Reading in the House of Representatives on April 24, 2007.

CONFERENCE COMMITTEE REPORTS

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. 1047, presented a report (Conf. Com. Rep. No. 6) recommending that S.B. No. 1047, 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. 6 and S.B. No. 1047, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," 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. 1410, S.D. 1, presented a report (Conf. Com. Rep. No. 7) recommending that S.B. No. 1410, 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. 7 and S.B. No. 1410, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 920, S.D. 1, presented a report (Conf. Com. Rep. No. 8) recommending that S.B. No. 920, 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. 8 and S.B. No. 920, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1914) recommending that H.C.R. No. 312, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1914 and H.C.R. No. 312, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE LEGISLATURE ON THE FINANCIAL REQUIREMENTS OF TRANSPORTING, HOUSING, AND ANY OTHER COSTS ASSOCIATED WITH THE OPERATIONS AND ADMINISTRATION OF SENDING HAWAII INMATES TO

OUT-OF-STATE CORRECTIONAL FACILITIES,” was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1915) recommending that S.B. No. 409, as amended in S.D. 1, pass Second Reading be recommitted to the Committee on Health.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.B. No. 409, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was recommitted to the Committee on Health.

Senator Taniguchi, for the majority of the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1916) recommending that H.B. No. 91, H.D. 1, 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 majority of the Committee was adopted and H.B. No. 91, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY,” passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1917) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD) of the following:

CHARLES P. WATHEN, in accordance with Gov. Msg. No. 521;

ALLAN LOS BANOS JR., in accordance with Gov. Msg. No. 610; and

RICHARD TOLEDO JR., in accordance with Gov. Msg. No. 699.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1917 and Gov. Msg. Nos. 521, 610 and 699 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1918) recommending that the Senate advise and consent to the nominations to the State Board of Public Accountancy of the following:

DOREEN LILLY GRIFFITH, in accordance with Gov. Msg. No. 569; and

WILLIAM L. WONG, in accordance with Gov. Msg. No. 684.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1918 and Gov. Msg. Nos. 569 and 684 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1919) recommending that the Senate advise and consent to the nominations to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects of the following:

RICHARD Y. MITSUMORI, in accordance with Gov. Msg. No. 592;

PAUL H. MURRAY LPLS, in accordance with Gov. Msg. No. 593; and

ROBERTO B. YUMOL AIA, in accordance with Gov. Msg. No. 594.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1919 and Gov. Msg. Nos. 592, 593 and 594 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1920) recommending that the Senate advise and consent to the nomination of MARC KEALA MITSUO YAMANE to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 690.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1920 and Gov. Msg. No. 690 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1921) recommending that the Senate advise and consent to the nominations to the Motor Vehicle Industry Licensing Board of the following:

STANLEY TOSHIYA MASAMITSU, in accordance with Gov. Msg. No. 638;

DONALD K. TOUCHI, in accordance with Gov. Msg. No. 639; and

WERNER UMBHAU, in accordance with Gov. Msg. No. 640.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1921 and Gov. Msg. Nos. 638, 639 and 640 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1922) recommending that the Senate advise and consent to the nominations to the Motor Vehicle Repair Industry Board of the following:

LEE ROGERS CHAMPION, in accordance with Gov. Msg. No. 704; and

MICHELLE W.J. WONG, in accordance with Gov. Msg. No. 705.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1922 and Gov. Msg. Nos. 704 and 705 was deferred until Thursday, April 26, 2007.

Senator Taniguchi, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 1923) recommending that the Senate advise and consent to the nominations to the Pest Control Board of the following:

ALVIN F. FUKUYAMA, in accordance with Gov. Msg. No. 647;

ROBERT H. KOIDE, in accordance with Gov. Msg. No. 648; and

RONALD S. WEINBERG, in accordance with Gov. Msg. No. 649.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1923 and Gov. Msg. Nos. 647, 648 and 649 was deferred until Thursday, April 26, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1924) recommending that the Senate advise and consent to the nominations to the Hawai'i Teacher Standards Board of the following:

JONATHAN GILLENLINE, in accordance with Gov. Msg. No. 713;

ANNETTE A. NISHIKAWA, in accordance with Gov. Msg. No. 714;

ALVIN NAAWAO PARKER, in accordance with Gov. Msg. No. 715;

LORILENE ANALEI KARRATTI PEREIRA, in accordance with Gov. Msg. No. 716; and

CAROLINE SUE WONG, in accordance with Gov. Msg. No. 718.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1924 and Gov. Msg. Nos. 713, 714, 715, 716 and 718 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1925) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

JOE D. CORDOVA, in accordance with Gov. Msg. No. 573; and

ROSELANI MANUWAI-ROWE, in accordance with Gov. Msg. No. 574.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1925 and Gov. Msg. Nos. 573 and 574 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1926) recommending that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

MARTIN HO'OLU BENTO, in accordance with Gov. Msg. No. 575;

STEPHEN BRADY, in accordance with Gov. Msg. No. 576;

BART S. HUBER, in accordance with Gov. Msg. No. 577;

JONAH-KUHIO KALANIANA'OLE KA'AUWAI, in accordance with Gov. Msg. No. 578;

DARIN H. KAWAZOE, in accordance with Gov. Msg. No. 579;

BARBARA-ANN KELLER, in accordance with Gov. Msg. No. 580;

PAULA T. MORELLI PHD, in accordance with Gov. Msg. No. 581;

TAMAH-LANI S.K. NOH, in accordance with Gov. Msg. No. 582;

JODY SHIROMA PERREIRA, in accordance with Gov. Msg. No. 583; and

BYRON NAOYUKI YOSHINO, in accordance with Gov. Msg. No. 584.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1926 and Gov. Msg. Nos. 575, 576, 577, 578, 579, 580, 581, 582, 583 and 584 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1927) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs of the following:

GAIL ANN CHEW, in accordance with Gov. Msg. No. 585;

BERTHA F.K. LEONG, in accordance with Gov. Msg. No. 586;

EUDICE R. SCHICK, in accordance with Gov. Msg. No. 688; and

MARY ALEY WILKINSON, in accordance with Gov. Msg. No. 689.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1927 and Gov. Msg. Nos. 585, 586, 688 and 689 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1928) recommending that the Senate advise and consent to the nominations to the Health Planning Council, Honolulu Subarea of the following:

KEITH ALAN LEE, in accordance with Gov. Msg. Nos. 605 and 669;

SARAH H. NORDWALL, in accordance with Gov. Msg. No. 695.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1928 and Gov. Msg. Nos. 605, 669 and 695 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1929) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Health Systems Corporation of the following:

LORETTA ANNE HELLRUNG, in accordance with Gov. Msg. No. 697; and

FRANCIS L. JUNG, in accordance with Gov. Msg. No. 733.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1929 and Gov. Msg. Nos. 697 and 733 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1930) recommending that the Senate advise and consent to the nomination of DENNIS M. CROWLEY MD to the Medical Advisory Board, in accordance with Gov. Msg. No. 627.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1930 and Gov. Msg. No. 627 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1931) recommending that the Senate advise and consent to the nominations to the Board of Certification of Operating Personnel in Wastewater Treatment Plants of the following:

DANA P. RIDDLE, in accordance with Gov. Msg. No. 662; and

BERT S. UYENO, in accordance with Gov. Msg. No. 663.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1931 and Gov. Msg. Nos. 662 and 663 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1932) recommending that the Senate advise and consent to the nomination of JO-ANN AHUNA to the Tri-Isle Subarea Health Planning Council, in accordance with Gov. Msg. No. 692.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1932 and Gov. Msg. No. 692 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1933) recommending that the Senate advise and consent to the nomination of MARK STEVEN MOSES to the Health Planning Council, West Oahu Subarea, in accordance with Gov. Msg. No. 694.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1933 and Gov. Msg. No. 694 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1934) recommending that the Senate advise and consent to the nomination of GAE BERGQUIST-TROMMALD to the Health Planning Council, Windward Oahu Subarea, in accordance with Gov. Msg. No. 602.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1934 and Gov. Msg. No. 602 was deferred until Thursday, April 26, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1935) recommending that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

STEVEN M. SHIRAKI, in accordance with Gov. Msg. No. 634; and

AMY C.L.C. TSARK, in accordance with Gov. Msg. No. 635.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1935 and Gov. Msg. Nos. 634 and 635 was deferred until Thursday, April 26, 2007.

Senator Nishihara, for the Committee on Tourism and Government Operations, presented a report (Stand. Com. Rep. No. 1936) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Tourism Authority of the following:

CHALENE "CHA" MAE KU'UPUAALA THOMPSON, in accordance with Gov. Msg. No. 533; and

STEPHEN K. YAMASHIRO, in accordance with Gov. Msg. No. 659.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1936 and Gov. Msg. Nos. 533 and 659 was deferred until Thursday, April 26, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1937) recommending that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

CARL J. BERG JR., in accordance with Gov. Msg. No. 619;

JOAN E. CANFIELD, in accordance with Gov. Msg. No. 620;

CHARLES H. FLETCHER III, in accordance with Gov. Msg. No. 621;

HERBERT MONTEGUE RICHARDS JR., in accordance with Gov. Msg. No. 622;

ROBERT J. SHALLENBERGER, in accordance with Gov. Msg. No. 623;

WESLEY KAIWI NUI YOON, in accordance with Gov. Msg. No. 625; and

KAREN GS YOUNG, in accordance with Gov. Msg. No. 626.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1937 and Gov. Msg. Nos. 619, 620, 621, 622, 623, 625 and 626 was deferred until Thursday, April 26, 2007.

ORDER OF THE DAY

AGREE/DISAGREE

MATTERS DEFERRED FROM TUESDAY, APRIL 24, 2007

S.C.R. No. 39, H.D. 1 (Hse. Com. No. 820):

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 39, seconded by Senator Whalen.

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

Senator Inouye noted:

"Madam President, with regards to S.C.R. No. 39, H.D. 1, there were just some minor language changes to the title. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 39, and S.C.R. No. 39, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF THE FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007, OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND

SERVICES TO FILIPINO WORLD WAR II VETERANS," was placed on the calendar for Final Adoption on Thursday, April 26, 2007.

S.C.R. No. 41, H.D. 1 (Hse. Com. No. 821):

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 41, seconded by Senator Whalen.

Senator Inouye noted:

"Madam President, with regards to S.C.R. No. 41, H.D. 1, there were just some minor language changes to the title. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 41, and S.C.R. No. 41, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY OPPOSING THE FEE INCREASES PROPOSED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES," was placed on the calendar for Final Adoption on Thursday, April 26, 2007.

S.C.R. No. 67, H.D. 1 (Hse. Com. No. 822):

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 67, seconded by Senator Whalen.

Senator Sakamoto noted:

"Madam President, on House Communication No. 822, S.C.R. No. 67, the House expanded this to include high school students in the early awareness program, so we would like to agree to that."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 67, and S.C.R. No. 67, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY, MIDDLE AND HIGH SCHOOL STUDENTS," was placed on the calendar for Final Adoption on Thursday, April 26, 2007.

S.C.R. No. 73, S.D. 1, H.D. 1 (Hse. Com. No. 823):

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 73, S.D. 1, and requested a conference on the subject matter thereof.

S.C.R. No. 98, S.D. 1, H.D. 1 (Hse. Com. No. 824):

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 98, S.D. 1, and requested a conference on the subject matter thereof.

S.C.R. No. 102, S.D. 1, H.D. 1 (Hse. Com. No. 825):

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, and requested a conference on the subject matter thereof.

S.C.R. No. 115, S.D. 1, H.D. 1 (Hse. Com. No. 826):

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 115, S.D. 1, seconded by Senator Whalen.

Senator Fukunaga noted:

"Madam President, on S.C.R. No. 115, S.D. 1, H.D. 1, requesting the Department of Taxation to redraft the capital goods excise tax credit, the House has improved on the earlier Senate language. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 115, S.D. 1, and S.C.R. No. 115, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO REDRAFT THE CAPITAL GOODS EXCISE TAX CREDIT TO REMEDY OLD REFERENCES TO REPEALED LAW AND TO INCORPORATE THE CURRENT STATUS OF THE INTERNAL REVENUE CODE," was placed on the calendar for Final Adoption on Thursday, April 26, 2007.

S.C.R. No. 209, H.D. 1 (Hse. Com. No. 827):

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 209, and requested a conference on the subject matter thereof.

S.C.R. No. 48, S.D. 1, H.D. 2 (Hse. Com. No. 828):

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 48, S.D. 1, and requested a conference on the subject matter thereof.

ADVISE AND CONSENT

Stand. Com. Rep. No. 1898 (Gov. Msg. Nos. 709, 710, 711 and 721):

Senator Fukunaga moved that Stand. Com. Rep. No. 1898 be received and placed on file, seconded by Senator Espero and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Strategic Development Corporation of the following:

ROLAND VILORIA RESURRECCION, term to expire June 30, 2011 (Gov. Msg. No. 709);

ANNE L. SYLVESTER, term to expire June 30, 2009 (Gov. Msg. No. 710);

EDWARD H. W. YOUNG, term to expire June 30, 2011 (Gov. Msg. No. 711); and

GLENN S. YAMADA, term to expire June 30, 2011 (Gov. Msg. No. 721),

seconded by Senator Espero.

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

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

Stand. Com. Rep. No. 1899 (Gov. Msg. No. 317):

Senator Hee moved that Stand. Com. Rep. No. 1899 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of RYAN S. USHIJIMA to the Board of Trustees of the Deferred Compensation Plan, term to expire June 30, 2011, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1900 (Gov. Msg. No. 685):

Senator Hee moved that Stand. Com. Rep. No. 1900 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of BRYAN P. ANDAYA to the Civil Rights Commission, term to expire June 30, 2011, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1901 (Gov. Msg. No. 686):

Senator Hee moved that Stand. Com. Rep. No. 1901 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of MARK G. VALENCIA to the Civil Rights Commission, term to expire June 30, 2009, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1902 (Gov. Msg. Nos. 664 and 665):

Senator Hee moved that Stand. Com. Rep. No. 1902 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

WENDY M. F. LOH, term to expire June 30, 2011 (Gov. Msg. No. 664); and

ANNA M. MAYEDA, term to expire June 30, 2011 (Gov. Msg. No. 665),

seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1903 (Gov. Msg. No. 707):

Senator Hee moved that Stand. Com. Rep. No. 1903 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of VICTORIA A. FRANCO to the Board of Registration of the Island of Oahu, term to expire June 30, 2011, seconded by Senator Kokubun.

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

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

Stand. Com. Rep. No. 1908 (Gov. Msg. Nos. 354 and 355):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1908 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Statewide Council on Independent Living of the following:

WAYNETTE KAM YAU CABRAL, term to expire June 30, 2010 (Gov. Msg. No. 354); and

DARA YUKIKO FUKUHARA, term to expire June 30, 2010 (Gov. Msg. No. 355),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1909 (Gov. Msg. Nos. 385, 386, 387, 388 and 389):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1909 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

LARRY GELLER, term to expire June 30, 2010 (Gov. Msg. No. 385);

JONATHAN J. CHUN, term to expire June 30, 2009 (Gov. Msg. No. 386);

KATIE KEIM, term to expire June 30, 2010 (Gov. Msg. No. 387);

HOWARD ALAN LESSER, term to expire June 30, 2010 (Gov. Msg. No. 388); and

JULIE KAY SMITH, term to expire June 30, 2010 (Gov. Msg. No. 389).

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1910 (Gov. Msg. Nos. 530, 531 and 706):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1910 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland 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:

R. ERIC HO'OLULUKAMAKANI BEAVER ESQ., term to expire June 30, 2010 (Gov. Msg. No. 530);

CLARISSA PUANANI HOSINO, term to expire June 30, 2009 (Gov. Msg. No. 531); and

KAULANA H.R. PARK, term to expire June 30, 2009 (Gov. Msg. No. 706),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1911 (Gov. Msg. Nos. 595, 596, 597, 598, 599, 600, 666, 667 and 668):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1911 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

BARRETT KEOKI AWAI, terms to expire June 30, 2007, and June 30, 2009 (Gov. Msg. Nos. 595 and 666);

BERNARD P. CARVALHO JR., term to expire June 30, 2009 (Gov. Msg. No. 596);

MICHAEL R. DIAS, terms to expire June 30, 2007, and June 30, 2009 (Gov. Msg. Nos. 597 and 667);

MYRNA B. MURDOCH, terms to expire June 30, 2007, and June 30, 2009 (Gov. Msg. Nos. 598 and 668);

MARIKA RIPKE PHD, term to expire June 30, 2009 (Gov. Msg. No. 599); and

SYLVIA H. L. YUEN PHD, term to expire June 30, 2009 (Gov. Msg. No. 600),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1912 (Gov. Msg. Nos. 611, 612, 613, 614, 700 and 701):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1912 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Statewide Council on Independent Living of the following:

LILLIAN GONZALES BROWN, term to expire June 30, 2008 (Gov. Msg. No. 611);

BRIAN KESSLER, term to expire June 30, 2009 (Gov. Msg. No. 612);

SANDRA K. MEEHAN, term to expire June 30, 2008 (Gov. Msg. No. 613);

MARC ANTOINE MORTIMER, term to expire June 30, 2009 (Gov. Msg. No. 614);

LOUISE R. HORIO, term to expire June 30, 2008 (Gov. Msg. No. 700); and

NATHAN E. SAY, term to expire June 30, 2010 (Gov. Msg. No. 701),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1913 (Gov. Msg. Nos. 654, 655 and 656):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1913 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

PINA S. LEMUSU, terms to expire June 30, 2007, and June 30, 2010 (Gov. Msg. Nos. 654 and 655);

DONALD THOMSON, term to expire June 30, 2010 (Gov. Msg. No. 656).

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1904 (Jud. Com. No. 3):

Senator Hee moved that Stand. Com. Rep. No. 1904 be received and placed on file, seconded by Senator Kokubun and carried.

Senator Hee then moved that the Senate consent to the nomination of LLOYD VAN DE CAR to the office of Judge, District Court of the Third Circuit, for a term of six years, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, seconded by Senator Kokubun.

Senator Hee rose to speak in favor of the nomination as follows:

"Madam President, I ask this Body to confirm Lloyd Van De Car for the District Court of the Third Circuit.

“Your Committee on Judiciary and Labor met with Mr. Van De Car and had a hearing on his nomination by the Judicial Selection Commission. One of the concerns raised with Mr. Van De Car was echoed in some of the comments we received from the personnel of the court, and we dealt with that. I would like to, however, mention some of the attributes on the application that we received of the nominee.

“He is a graduate of the Kamehameha Schools. He has received his Bachelor of Arts degree from the University of Hawai‘i, his JD from William Richardson School of Law, where he counts you as one of his favored classmates of the same school. He, like you, was in the second class of graduates which included many others, I am told, who distinguished themselves in Hawai‘i’s legal and political fields from the William S. Richardson School of Law. He clerked for the Hawai‘i Supreme Court and also worked for a time with the Public Defender’s Office, and for 15 years with the Legal Aid Society of Hawai‘i. The nominee spent some time in private practice and then more recently has been working in the Family Court System of the Attorney General’s Office in the Family Law Division in Hilo.

“He is, without question, someone who has dedicated his life to public service, and his life to helping those who could not afford to help themselves as a Public Defender and also as a staff attorney with the Legal Aid Society of Hawai‘i.

“With regard to the concerns received by the Committee, it had to do with judicial temperament, as that seems to be an issue that we’ve spent more than our fair share of time in the Committee on Judiciary. Having had a fairly long and lengthy discussion with many of the witnesses who came forward, having had discussions with the judges of the Third Circuit, and the personnel of the court who have firsthand observation of those who serve before them, your Committee is convinced that given the opportunity, this nominee will perform in a manner which befits someone who sits in judgment of others in the Family Court system.

“Your Committee is aware, however, that there may be times, because of his service as an Attorney General in Family Court, that he may need to recuse himself, which may cause others to pick up the load which may be carried on by per diem judges and his fellow judges in the Family Court. That said, however, we remain convinced that Mr. Lloyd Van De Car will prove himself to be someone who will serve the judiciary and the people of Hawai‘i and indeed the State of Hawai‘i with great honor, with great dignity that befits someone who sits in judgment of others.

“Members, I urge all of you to vote ‘yes’ to the confirmation of Mr. Lloyd Xavier Van De Car to be the next Family Court Judge for the Third Circuit.

“Thank you, Madam President.”

Senator Gabbard rose in support of the nominee and said:

“Madam President, on behalf of the Minority, I rise in support of Mr. Lloyd Van De Car’s confirmation as a District Court Judge of the Third Circuit.

“Colleagues, I first met Mr. Van De Car a few weeks ago. At that time we talked openly and freely about the concerns expressed about judicial temperament. I was impressed with his openness and candor. After hearing testimony and learning more about Mr. Van De Car, I’m confident that he’ll make a good judge. He has extensive legal experience. He’s known for his fairness and also for his compassion in representing low

income and vulnerable clients at the Legal Aid Society of Hawai‘i.

“Therefore, I urge my colleagues to join me in supporting his nomination. Thank you, Madam President.”

Senator Kokubun rose to speak in support and stated:

“Madam President, I stand in support of Jud. Com. No. 3.

“I want to just put a little different spin on Lloyd Van De Car, if you will, with just my own personal perspective. Lloyd is a neighbor and friend in Volcano. Many of you know that community is very small, very intimate. We have opportunities to run across each other in many different venues – from the Post Office to one of only two stores that supply services in the area, and also through the National Park, which is our neighboring recreational resource. And I want to just assure all of you that as long as I’ve known Lloyd, in all the years that I’ve grown up in Volcano or been in Volcano, close to 30 years, that he has been an outstanding member of that community. I’ve watched his children grow. I know his family personally, and I think in terms of being a Family Court Judge, this is a man with the right set of values to serve admirably in that court, and I’m proud to support him today as a friend as well as a Senator.

“Thank you very much, Madam President.”

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

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

At this time, Senator Hee introduced Judge Van De Car and his family to the members of the Senate.

Stand. Com. Rep. No. 1905 (Gov. Msg. No. 672):

Senator Taniguchi moved that Stand. Com. Rep. No. 1905 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of LAWRENCE M. REIFURTH as Director of the Department of Commerce and Consumer Affairs, term to expire December 6, 2010, seconded by Senator Ige.

Senator Taniguchi rose to support the nominee as follows:

“Madam President, I rise to speak in support of this governor’s message.

“Your Committee on Commerce, Consumer Protection and Affordable Housing held a public hearing on this nomination on April 19th. After receiving entirely supportive testimony concerning the nominee who has served as a Deputy Director of DCCA since January 2003, and the Committee’s direct examination of Mr. Reifurth, your Committee voted to recommend that the Senate advise and consent to the nomination of Mr. Reifurth to serve as the Director of Department of Commerce and Consumer Affairs.

“As a lawyer admitted to the Bar in both Hawai‘i and California, Larry has extensive experience in both private and public practice, and in public administration and legislative affairs. He has had particular interest in the fields of regulatory economics and government law for many years. For the State of Hawai‘i, Larry has served with the Department of the Attorney General, served as Insurance Commissioner, and

presently serves as the DCCA Deputy Director. Larry Reifurth has developed a well-earned reputation for his intellect, inclusiveness, and responsiveness toward his colleagues, his employees, the Legislature, and the public.

“Your Committee found Mr. Reifurth to be well-qualified to serve as the DCCA Director, and I ask my Senate colleagues to confirm his nomination.”

Senator Slom rose in support as follows:

“Madam President, I rise as a member of the Committee and also on behalf of the Minority to support Gov. Msg. No. 672.

“As the Chairman just outlined, Mr. Reifurth has had a tremendous amount of experience. You could refer to him as the ‘Man for All Seasons’ because he’s done a lot of different things. Along the way, he’s garnered a great deal of support in those different capacities, particularly from employees, past and present. He also is a person that seeks the input of individuals. He is someone who is able to quickly and efficiently put policies into action.

“I have a personal interest in the Department of Commerce and Consumer Affairs. Many of us remember that at one time it was described as the worst department in the state, and during the last four-and-a-half years, that department was turned around so that most people now say it is one of the best examples of government here in this state. It’s no small accomplishment by the former Director, Mark Recktenwald, now a judge, and his Deputy, Mr. Reifurth.

“Mr. Reifurth also was concerned with legislative matters and he was the one that made sure that changes got made. So, I think that we’re all very happy and honored that we have a man with this much experience.

“And one thing more, Madam President. It was on his wedding day anniversary that he brought his beautiful bride to his confirmation hearing. What a guy! Other people would just take their bride to dinner by candlelight or something like that, but he brought her to the confirmation hearing, and that’s why I urge all my colleagues to vote for Mr. Reifurth.

“Thank you.”

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

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

At this time, Senator Taniguchi introduced Mr. Reifurth and his family to the members of the Senate.

Stand. Com. Rep. No. 1906 (Gov. Msg. No. 273):

Senator Ige moved that Stand. Com. Rep. No. 1906 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 CHIYOME L. FUKINO, M.D. as Director of the Department of Health, term to expire December 6, 2010, seconded by Senator Fukunaga.

Senator Ige rose to support the nominee and said:

“Madam President, I rise to speak in support of the confirmation of Dr. Chiyome Leinaala Fukino as Director of the Department of Health.

“Madam President, upon review of the statements submitted by the nominee, I’m proud to be able to stand in full support of the reappointment of Dr. Fukino as Director of the Department of Health. I am convinced that she will work with compassion and commitment to assist in administering the government functions related to health. I would note, as a symbol of her integrity in carrying out her duties and responsibilities, that all of those Department of Health employees who appeared before the Committee to testify did so on their own time on either vacation or leave.

“Dr. Fukino is a graduate of the Kamehameha Schools. She has a B.A. in psychology from Brandeis University before returning to the University of Hawai‘i. She attended and graduated from the University of Hawai‘i John A. Burns School of Medicine in 1979 and then went on to complete her residency in internal medicine at the University of Hawai‘i Integrated Medical Residency Program.

“Dr. Fukino has worked as a physician in Hawai‘i since 1982, and through her dedication, compassion, professionalism, and understanding of the health care issues that face Hawai‘i, she has gained the respect and admiration of her colleagues, employees, and many of the constituencies that deal with the Department.

“I just wanted to read a couple of testimonies submitted in support, and I would also note that all testimonies submitted to the Committee were in support of confirmation. U.S. Senator Daniel K. Akaka wrote: ‘Since being appointed to her post in December 2002, Dr. Fukino has made it a point to keep me apprised of issues of mutual concerns so that the state and federal governments can work in concert to provide our mutual constituencies with the best possible health services and a safe and sound environment. Being apprised personally by the Director about state concerns and state actions complemented by staff contact, as appropriate, has made it possible for me to be sure that Hawaii’s health and environmental causes are supported to the fullest extent possible. We have an excellent working and personal relationship.’

“We also received testimony in support of the nominee from Duane Gubler of the University of Hawai‘i: ‘Dr. Fukino has been a visionary leader in public health preparedness. In a time when Hawai‘i is highly vulnerable to the importation of exotic emerging infectious diseases, including avian influenza and a multitude of other exotic pathogens, Dr. Fukino has provided exemplary leadership in preparing contingency and emergency response plans and testing these plans to make sure they work. An example of the high quality of this public health preparedness was the recent evaluation of state plans for pandemic influenza by the U.S. Centers for Disease Control. They found that Hawai‘i was among the top states in emergency preparedness. This can be directly attributed to Dr. Fukino’s leadership and her ability to pick highly qualified persons to direct the various state health department programs.’

“And finally, I just wanted to read one more testimony from Don Olden from Wahiawa General Hospital: ‘It is not often that we are blessed with an opportunity to work with such an outstanding, caring, committed, and professionally competent person. Dr. Fukino brings a balance to the position that includes excellent knowledge of medical and organizational issues, a commitment to the multi-cultural needs of Hawai‘i, concern and respect for the political process, and a strong desire to make the health care system in Hawai‘i better. She is also one of the finest examples of a wonderful person that I have had the occasion to meet in my life.’

“Members, these are just a few of the many, many testimonies that your Committee has received in support of this

nomination. And on a piece of unfinished business to the Committee, I just wanted the members to know that she did finish her homework and submitted her written responses to all of the questions asked at her confirmation hearings.

"I just wanted to conclude my remarks with, so what can we expect if we vote in support of her confirmation? This is a piece of her presentation to the Health Committee: 'Healthy people, healthy communities, healthy islands. The vision of the Department of Health stated so simply may seem inane rather than profound, but ponder for the moment what it takes for you to be healthy, what it will take for our entire state population to be healthy, what a healthy community looks like and what it will take to get there, what it means for the land to be healthy as it hosts an ever increasing number of people and sprawling communities. Health, for many, means simply the absence of disease or pain. As envisioned by the Department, it is flourishing, vibrant condition of being the healthy harmony of mind, body, and spirit for individuals within families, and families within communities, all responsive to the rhythms of the aina.'

"Over the past four years, the Department has focused on services for the mentally ill, long-term care, substance abuse, and all hazard preparedness. During her tenure, she has successfully brought closure to federal oversight of the Child and Adolescent Mental Health Division in 2005 and the Adult Mental Health Division in 2006. These are just a few of the many, many accomplishments that she has brought into this position.

"And finally, in my dealings with her in the short time that I have served as Health Chair, I just wanted to close on this bit of testimony on her management style that has come up often in our confirmation hearings. 'Dr. Fukino's management style is impressive. She is collaborative, well-informed, does not micromanage, articulates desired results without prescribing the process, trusts that her team will carry out their responsibilities, and will be 100 percent with any bad news that needs to be addressed. Her quiet soft-spoken leadership style, her ability to listen to many points of view, her mana, not only within the health care community but within the business community, has restored the Department of Health's credibility and has resulted in strong public-private partnerships to advance health, safety, and welfare of the people of Hawai'i.'

"I did want to close with this quote. I've heard the comment that perhaps Dr. Fukino is too nice. There is a wonderful new book, *The Power of Nice*, written by Linda Kaplan Thaler and Robin Koval and with their permission, I quote from this book on management. 'In our business culture, nice has an image problem. To be nice is to be considered pollyanna and passive, wimpy, milk-toast. Let us be clear, nice is not naïve; nice does not mean smiling blandly while others walk all over you; nice does not mean being a doormat. In fact, we would argue that nice is the toughest four-letter word you'll ever hear. It means moving forward with a clear confidence that comes from knowing that being very nice, placing other people's needs on the same level as your own will get you everything you want.'

"Dr. Fukino practices the power of nice naturally. Members and colleagues, I urge all of you to vote in confirmation of Dr. Fukino."

Senator Baker rose to speak in favor of the nominee and stated:

"Madam President, I, too, rise in support, in strong support of the confirmation of Dr. Chiyome Fukino as our Director of Health, and I would certainly like to have by association, the

words of the current Senate Health Chair in the Journal as my own.

"I did have the privilege for the past four sessions of serving as Health Chair and the privilege of working closely with Dr. Fukino. I can say without hesitation that she tackles the very tough problems presented to the department, and they're wide-ranging. She works collaboratively with all of the stakeholder groups and she works well with the Legislature. She has indeed assembled a fine team that is moving the Department forward, but more importantly tackling some of the tough issues in public health and bringing back to the State a very clear focus in what it means to be an advocate for public health. It's one thing to be a clinician and have that side of the house covered as well, but it is her ability to help the departmental employees focus on the public health aspects and bring that to public policy makers that I think is admirable.

"So, I would urge all of my colleagues to support the nice doctor who heads up the Department of Health, not because she's just a nice individual – she's competent, she's capable, she has a vision and strong leadership. We're very fortunate to have taken her from the clinical side to the public health side. Thank you, Dr. Fukino."

Senator Hemmings rose in favor of the nomination and said:

"Madam President, I rise to speak in favor of Gov. Msg. No. 273, Chiyome Fukino being nominated to head the Department of Health.

"I, first of all, want to thank the Majority Party for their very succinct and kind-spirited words regarding this nominee. It's much deserved; she is a nice lady. I'd like to underscore some things that were not mentioned by the two articulate previous speakers. The institution of medicine is changing profoundly as technology and knowledge add to our awareness of what needs to be done to keep our people healthy. One of the things that this Director has done in the last four years is made a transition from curative medicine to preventative medicine. She's led the way in helping tobacco-free Hawai'i, in pointing out the self-induced health problems concerning obesity or substance abuse, and how refreshing it is to cure a disease before it takes its hold on the human body.

"This Department of Health leader has also done things that have not been done before in the area of prevention of disease and preempting it. We're in a global economy now and we also have another global threat, and that is global viruses. This Director is nationally recognized, as previous speakers pointed out, for her work with the CDC and other organizations in preempting diseases before they could get to our people. Many people don't realize in 1918, a flu virus that went around the world became one of the greatest killers of humanity in the 20th Century. Because of this Chairman's leadership, we are going to intercept, hopefully, viruses at the airport and deal with them before they become an epidemic in our State. Her leadership has also brought the attention of CDC in headquartering some of their resources here in Hawai'i.

"This Director also inherited some problems—some long-standing problems—in the Mental Health Division, and I'd like the record to reflect that under her 'nice' leadership, many of those problems have been solved.

"This is a woman, a child of Hawai'i, who stepped forward to serve the public and has done so, well. The health and the welfare of the people of Hawai'i are much better off because of the work of Chiyome Fukino and the Department of Health, and we're pleased to have the Minority's wholehearted endorsement of her re-nomination.

“Thank you.”

Senator Hee rose to speak in support of the nominee as follows:

“Madam President, I would like to also offer a few words in support of the nominee.

“I have known her, perhaps longer than most anyone on the Floor, as her classmate at the Kamehameha Schools, and the side of her that has not been spoken about is her artistic talent. If anyone is ever fortunate enough to hear her either sing or play the piano, or any other instrument, it is indeed a rare and momentous occasion. She has many accolades, but being a musician and artist are not commonly known about Chiyome Fukino.

“To me it’s particularly gratifying that with her help this year, Kahuku Hospital doors will stay open. And if anyone deserves the credit for keeping the hospital open, it is Chiyome Fukino who led the way. Quietly she led the way, but it should be known that Kahuku Hospital and the people of the North Shore are very fortunate to have a quiet leader who is artistic, scholarly, and a Kamehameha graduate like your classmate Lloyd Van De Car and me.

“Thank you, Madam Chair.”

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

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

At this time, Senator Ige introduced Dr. Fukino and her family to the members of the Senate.

Stand. Com. Rep. No. 1907 (Gov. Msg. No. 269):

Senator Fukunaga moved that Stand. Com. Rep. No. 1907 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of THEODORE E. LIU as Director of the Department of Business, Economic Development and Tourism, term to expire December 6, 2010, seconded by Senator Nishihara.

Senator Fukunaga rose to support the nominee as follows:

“Madam President, I rise to speak in favor of the confirmation of Ted Liu for a second term as the Director of the Department of Business, Economic Development and Tourism.

“Ted Liu has served as Director of DBEDT since 2003, and I’m sure he would definitely agree that in those four years he and I often have not seen eye-to-eye on all the details of creating economic development opportunities in Hawai’i, but he definitely approaches his job with enthusiasm in leading his department and its seven agencies.

“He brings a wealth of experience to this role, and members, if you look at the vast array of individuals and businesses who have submitted testimony in support of his nomination in our committee report, they are indeed numerous and diverse.

“In addition to many of the salutary financial positions he has held, he has served as a CEO with Public International Investments, Ltd., First Shanghai Investments, Ltd., in Shanghai. He holds a Juris Doctorate degree from New York

University School of Law, as well as an undergraduate degree in Economics and Political Science from the University of Michigan.

“Equally important, Ted Liu has an international perspective that I think Hawai’i really needs as we pursue economic diversification and new opportunities for our talented workforce. This was illustrated during his hearing before the Committees on Economic Development and Taxation and Tourism and Government Operations. A young woman testified that she asked to meet with the Director of DBEDT to help her decide whether Hawai’i was the place that she should consider relocating to. Not only did she get an appointment, she testified that she came away with some very good advice, options to consider, and that Ted asked how she was doing a few months later when he happened to see her at a voter registration drive in Chinatown. She was very startled and equally pleased that one person could have mattered a great deal in his eyes.

“DBEDT has a challenging agenda as Ted outlined in his statement to the Committees – bringing about a ‘soft landing’ and sustaining the recent economic growth, as well as evening out the boom-and-bust economic cycles to create a more diversified and innovative economy. How this is achieved is not without controversy. A number of critics opposed Mr. Liu’s nomination. The Committees also raised questions regarding department programs and initiatives such as the development plans for Kakaako and Kalaeloa under Hawai’i Community Development Authority, the effectiveness and costs of foreign trade missions and the overseas offices, the community-based economic development program, accountability in use of federal grant funds, and a number of other programs. However, Ted responded both in writing and through further discussion with the Committee members. Most importantly, in my view, he stated that the questions identified a number of issues that he will consider fully in future decisions related to DBEDT activities.

“It is his willingness to rethink, redo, and recommit that leads me to ask you to confirm Ted Liu for a second four-year term as Director of the Department of Business and Economic Development. Thank you.”

Senator Trimble rose to speak in support of the nominee and said:

“Madam President, I’m pleased to rise on behalf of the Minority to offer words in support of Gov. Msg. No. 269 for the reconfirmation of Ted Liu.

“Intelligent, energetic, focused, big picture. Thank you, Madam President.”

Senator Kim rose in support with reservations and stated:

“Madam President, I rise in support with reservations on Gov. Msg. No. 269.

“Madam President, In preparation for the confirmation hearing and in keeping with out oversight responsibilities, I was troubled that DBEDT’s responses regarding the budget items were inconsistent from day to day. We would get numbers on one day and two days later when asked to clarify their submission, the numbers would change, and often these numbers even varied from the annual report.

“It was especially troubling to find that the CBED, the Community-Based Economic Fund, according to staff has depleted down to approximately \$2,000, but according to Mr. Liu in Committee, it is down to \$1,000. Despite the fact that

Act 192, HRS 210D-4, Hawai'i community-based economic development revolving fund; established, says in part, and I quote: 'The department may use all appropriations and other moneys in the revolving fund not appropriated for a designated purpose to make grants or loans, provided that at no time shall the department reallocate funds from the loan program to the grant program so that insufficient funds remain available to make loans.' But according to Director Liu, no loans have been made in recent years, and no funds remain to make these loans. There have been no delineation of grant and loan funds, which is clearly contrary to the law.

"I questioned why this fund is so lacking in funds when in 2001 the Legislature budgeted \$50,000 specifically to the CBED revolving fund. Since the Legislature never backed out that amount in subsequent years, the CBED revolving base budget is \$50,000 a year, yet there have been no allocation of these funds after 2003 into the revolving fund. During the hearing we learned that DBEDT has been using these funds elsewhere. Where? We're really not sure since the responses we received were not specific. Mr. Liu admitted that they were not aware that these funds were specifically to the revolving fund. If the funds were used for anything other than the revolving fund, then there has been a clear violation of the budget. Mr. Liu took full responsibility for this mistake.

"However, what does that say about our policy for not reviewing base budgets? If we want transparency, Madam President, the current policy of not reviewing each budget's base budget creates a fog. It is my understanding that the Ways and Means Committee relies on the departments to tell us what their base budget is, and if we get faulty information, how do we keep the departments and programs accountable?

"This may be just \$50,000 and, I quote, 'too small,' according to Ways and Means staff to track, but I believe that this is just the tip of the iceberg. Just imagine how many \$50,000 to \$100,000 allocations are currently being misspent or misallocated. If one \$50,000 allocation is misused in 17 departments, that would be \$850,000 – nothing to sneeze at. And if out the hundreds and hundreds of programs and revolving funds that exist in every single department, if just 50 programs were allocating their funds in ways contrary to the intent of the Legislature, that would be \$42 million.

"CBED is just one small program out of BED 100 and this just reinforces my call for the zero-based budgeting, and I will be asking that in next year's budget submissions that the base budget for all programs be provided and reviewed.

"Another budget discrepancy brought to my attention was the budget for the out-of-state offices. Every year the amount budgeted is \$100,000 for both offices in Taipei and Beijing, yet every year since 2002 according to the records we received, the expenditures have exceeded the budget by a minimum of 70 percent. In 2005, the year of the China missions, their budget remained at \$100,000, but expenditures ballooned to \$286,000. If, as Mr. Liu states, the budget is a plan, then one has to question the quality of their planning. When you show a history of being consistently over budget, it questions the validity of the planning. It is still unclear to me where the excess funds for these overages came from or where it is coming from.

"Mr. Liu mentioned that some of it came from the federal grant, yet when closely scrutinized, we found that very little of the grant money was even spent, so it couldn't have come from the federal grant. The grant I am referring to is the Market Development Cooperator Federal Grant, \$399,000 for the period of 2003 to 2006. According to DBEDT's records, they spent only \$59,000 of this money within that period of time, of which \$29,000 was spent on a website. I questioned these

funds and its purpose. On Monday, this past Monday, April 23rd, Madam President, we received a response from the Grants Management Division of the Department of Commerce that the recipient, the State of Hawai'i Department of Business and Economic Development and Tourism, is delinquent in the submission of their financial status report for the period ending 12/31/06 for this grant.

"And while I'm on the topic of delinquency, Madam President, on April 4, 2007, the department received a notice of intent to terminate the designation of Hawai'i's Department of Business, Economic Development and Tourism as a regional center under the Immigration Investor Pilot Program for the U.S. Citizenship and Immigration Services. Apparently, the state has had this designation since October of 1995, and according to this letter from the Immigrant Services, DBEDT submitted a letter dated August 30, 2006, of which the Immigrant Services were highly critical. U.S. Citizenship and Immigration Services stated, and I quote: 'A review of documentation that DBEDT has posted on its websites raises serious concerns regarding the lack of program oversight by DBEDT.' And they conclude in their letter, and I quote: 'The documentation reviewed indicates that DBEDT is merely engaged in providing broad-stroke certifications regarding the job creating efficacy of capital investments in a given industry with no consideration as to whether the actual capital investment is feasible. This lack of analysis by DBEDT regarding the viability of individual regional center affiliated investment projects, coupled with the complete lack of monitoring, oversight, or follow-up of the capital investments of individual EB-5 alien investors, casts serious doubt that the capital investment vehicles to be undertaken by alleged DBEDT regional center affiliated commercial enterprises can reasonably be expected to provide the requisite permanent full-time job creation and positive economic impact.'

"If Mr. Liu had reservations about the program, why was the program allowed to linger half implemented for four years until the federal government terminated just recently in April. This cannot be considered good management, Madam President, and it is for these reasons and those that I have not articulated that I will be voting with reservations.

"Thank you."

Senator Slom rose to support the nominee as follows:

"Madam President, energetic, intelligent, focused, big-picture . . ."

President Hanabusa interjected:

"Senator Slom, for what purpose do you rise?"

Senator Slom responded:

"To support the nominee and encourage all of my colleagues to do so, Madam President."

The President stated:

"Please proceed."

Senator Slom replied:

"I have proceeded. Thank you."

Senator Hooser rose in support with reservations and said:

"Madam President, please note my support with reservations."

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

Ayes, 24. Ayes with Reservations, 2 (Hooser, Kim). Noes, none. Excused, 1 (English).

At this time, Senator Fukunaga introduced Mr. Liu and his family to the members of the Senate.

At 12:42 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:53 o'clock p.m.

ADOPTION OF RESOLUTIONS

H.C.R. No. 89:

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXTEND ITS CURRENT LAND LEASE WITH LEAHI HOSPITAL TO FACILITATE THE EFFECTIVE PLANNING, DEVELOPMENT, AND IMPLEMENTATION OF A CAMPUS-WIDE MASTER PLAN FOR LONG-TERM HEALTH CARE SERVICES," was adopted.

H.C.R. No. 315:

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 315, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNATIONAL EDUCATION," was adopted.

FINAL READING

S.B. No. 55, S.D. 1, H.D. 2:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 55, S.D. 1, and S.B. No. 55, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, English).

S.B. No. 840, H.D. 1:

On motion by Senator Kokubun, seconded by Senator Tokuda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 840 and S.B. No. 840, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, English).

S.B. No. 1283, S.D. 2, H.D. 2:

On motion by Senator Ige, seconded by Senator Sakamoto and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1283, S.D. 2, and S.B. No. 1283, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, English).

S.B. No. 1457, S.D. 2, H.D. 2:

On motion by Senator Ige, seconded by Senator Baker and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1457, S.D. 2, and S.B. No. 1457, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, English).

Conf. Com. Rep. No. 1 (S.B. No. 1529, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 1 was adopted and S.B. No. 1529, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, English).

Conf. Com. Rep. No. 2 (S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1):

Senator Tsutsui moved that Conf. Com. Rep. No. 2 be adopted and S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hooser.

Senator Trimble rose to speak against the measure and said:

"Madam President, this represents a second rising to speak against S.B. No. 1709.

"Colleagues, I've spoken against this bill before. I've spoken against H.B. No. 931. After yesterday, I'm not sure what could be said to persuade you. After speaking against it twice, I decided that perhaps I had erred in my judgment, so I asked my wife if she would rent one of these vehicles. I asked her twice, I asked her three times. Then I went to the Department of Transportation. I know a couple people there. I asked them if they would care to rent one. They declined the opportunity. They thought I was crazy.

"On Good Friday, I gave my staff a choice – did they want to digest bills or would they like to ride around in a scooter, not a moped but a scooter – something that rents for \$30 an hour. When I put it to them in those terms, they were happy at the opportunity to go to Waikiki. The only question was who was going to drive it. After selecting straws, one of them volunteered.

"The point is that if you vote for it, you might find it on your highway – a vehicle that is underpowered, a vehicle that does not match in size or weight the vehicles they would be mixing with. This is probably the single most dangerous thing that you can do – try and mix vehicles that are incapable of doing different speeds. You're permitting it on roads where vehicles are permitted to go up to 35 miles an hour and yet mopeds are not permitted to go over 30. If you're concerned about the safety of people, if you're concerned about reducing traffic congestion – and I think this is getting to the point of the matter – then you will vote 'no.'

"In my district of Waikiki, they fit in quite well, but the people that rent these vehicles do not tell you which lane you're supposed to drive them in, and upon questioning they said,

'Well, please don't take it to the North Shore.' But most of the people that rent it are women with children, and they seek to go to Hanauma Bay. If the maximum speed that this will do going up and around Diamond Head is 16 miles an hour, imagine what it will do in your district when it has two people in it.

"The bill seeks to change the definition of a moped, which is currently described as a vehicle in which a rider – not riders, a rider – can stand astride, to something that only relates to the size of the engine. I can remember in developing countries in the '70s and '80s where developing countries were trying to get rid of mopeds on the highway because they impeded traffic flow and were not considered safe. So, what is this Body thinking today to make these vehicles legal on our roads?"

"Colleagues, I think that the matter is so serious and you dismiss it so trivially or with such triviality that it merits a Role Call vote, so that in November of 2008 there will be two reasons that people can go to the polls. And the second reason for Roll Call vote is that since we decided yesterday that attorneys were held to a higher standard, that I would like the President of the Senate to weigh in and hear how she casts her vote.

"Thank you."

At 1:00 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:04 o'clock p.m.

On motion by Senator Ige, seconded by Senator Gabbard and carried, action on Conf. Com. Rep. No. 2 and S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," was deferred until Thursday, April 26, 2007.

Conf. Com. Rep. No. 3 (S.B. No. 946, S.D. 2, H.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 3 be adopted and S.B. No. 946, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hooser.

Senator Slom rose to oppose the measure and said:

"Madam President, I rise in opposition to the bill.

"I can't figure out this bill, Madam President. It says that if your driver's license has been revoked for life though warranted, that we're now going to set up a procedure and an amount that you can pay, \$50, and you can find out that you can get your license back. Now, my question is and my problem is, is this talking about the same life or is this going to be in the afterlife? See, I don't know, and again it diminishes any kind of punishment and judicial determination as the bill says 'though warranted.'

"So, we're making a mockery of it and I'm going to be voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 3 was adopted and S.B. No. 946, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 2 (Slom, Trimble). Excused, 5 (Bunda, English, Hemmings, Nishihara, Whalen).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1674, S.D. 1 (H.D. 2):

Senator Ige 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. 1674, S.D. 1, seconded by Senator Taniguchi 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. 1674, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Taniguchi, Baker). Noes, none. Excused, 1 (Whalen).

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.B. No. 1674, S.D. 1, seconded by Senator Taniguchi.

Senator Ige noted:

"Madam President, the House simply added a new section to this bill that just clarified the fact that the bill is not intended to permit a doctor who does not hold a license to practice in Hawai'i to practice via telemedicine. So the amendment added was more for clarification purposes."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1674, S.D. 1, and S.B. No. 1674, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was placed on the calendar for Final Reading on Thursday, April 26, 2007.

S.B. No. 921, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on March 22, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 921, S.D. 1, seconded by Senator Espero 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. 921, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Taniguchi, Espero). Noes, none. Excused, 1 (Slom).

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 921, S.D. 1, seconded by Senator Espero.

Senator Taniguchi noted:

"Madam President, with regard to S.B. No. 921, relating to condominium association records, the House added an additional provision regarding duplicating fees for documents over 8½ by 14, and we are agreeable to that."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 921, S.D. 1, and S.B. No. 921, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS," was placed on the calendar for Final Reading on Thursday, April 26, 2007.

S.B. No. 1654, S.D. 1 (H.D. 1):

Senator Taniguchi moved that the Senate reconsider its action taken on April 5, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 1654, S.D. 1, seconded by Senator Espero 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. 1654, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Taniguchi, Espero). Noes, none. Excused, 1 (Slom).

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1654, S.D. 1, seconded by Senator Espero.

Senator Taniguchi noted:

“Madam President, with regard to S.B. No. 1654, relating to condominium management dispute resolution, the House made some clarifying amendments, and we are agreeable to those.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1654, S.D. 1, and S.B. No. 1654, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION,” was placed on the calendar for Final Reading on Thursday, April 26, 2007.

S.B. No. 1988, S.D. 1 (H.D. 2):

Senator Taniguchi 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. 1988, S.D. 1, seconded by Senator Espero 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. 1988, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Taniguchi, Espero). Noes, none. Excused, 1 (Slom).

Senator Taniguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1988, S.D. 1, seconded by Senator Espero.

Senator Taniguchi noted:

“Madam President, with regard to S.B. No. 1988, relating to honey, the House made some clarifying amendments, and we are agreeable to those.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1988, S.D. 1, and S.B. No. 1988, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HONEY,” was placed on the calendar for Final Reading on Thursday, April 26, 2007.

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested that the joint referral of H.C.R. No. 189 to the Committee on Human Services and Public Housing and the Committee on Education be waived.

Senator Chun Oakland noted:

“Madam President, we would like to have this waiver granted to meet the deadline.”

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Thursday, April 26, 2007:

H.C.R. No. 189, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF EDUCATION TO PROVIDE ADDITIONAL OUTREACH SERVICES TO HOMELESS INFANTS, CHILDREN, AND YOUTH IN HAWAII.”

At 1:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:11 o'clock p.m.

Senator Fukunaga, Chair of the Committee on Economic Development and Taxation, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following governor's messages:

Gov. Msg. No. 348;
Gov. Msg. No. 349; and
Gov. Msg. No. 532.

Senator Fukunaga noted:

“Madam President, these governor's messages were previously before the Committee on Economic Development and Taxation. We received supplemental information on one on Monday of this week and obtained additional information on the remaining two governor's messages. We would like to therefore hold a hearing on them for decision making.”

The Chair then granted the waiver.

**RE-REFERRAL OF A
SENATE RESOLUTION**

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

Senate Resolution	Referred to:
No. 10	Committee on Human Services and Public Housing

**RE-REFERRAL OF
HOUSE CONCURRENT RESOLUTIONS**

The Chair re-referred the following House concurrent resolutions that were received:

House Concurrent Resolution	Referred to:
No. 46	Committee on Commerce, Consumer Protection and Affordable Housing
No. 187, H.D. 1	Committee on Human Services and Public Housing

No. 188, H.D. 2 Committee on Human Services and
Public Housing

APPOINTMENT OF CONFEREES

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 48, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair, Baker, co-chair, Fukunaga, Ihara, Hemmings as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 73, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tokuda, Gabbard as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 98, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Gabbard as managers on the part of the Senate at such conference.

S.C.R. No. 209 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 209, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

ADJOURNMENT

At 1:14 o'clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 6:30 o'clock p.m., Thursday, April 26, 2007.

FIFTY-SEVENTH DAY

Thursday, April 26, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 6:35 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Sam Slom, Hawai'i 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 she had read and approved the Journal of the Fifty-Sixth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 794 to 803) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 794, dated April 25, 2007, transmitting her statement of objections to Senate Bill No. 1063 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

April 25, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1063

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1063, entitled ‘A Bill for an Act Relating to Legislative Vacancies.’

The purpose of this bill is to require the Governor, in filling vacancies in the State Legislature and United States Senate, to select from a list of three names submitted by the political party of the former incumbent. Prospective appointees must have been members of the incumbent's party for at least six months prior to appointment, and incumbents who were not members of any political party could only be replaced by other non-party members.

The goal of the present law is to fill vacancies in the State Legislature and the United States Senate in a timely manner when such vacancies occur. These vacancies in elective office are appropriately filled by the Governor, who is elected by the public at large, and, as such, is accountable to the public. The process for filling vacancies in the United States Senate and the Hawaii State Legislature has been in place since 1970 and has not been shown to have compromised the integrity of the election process.

This bill places the ability for determining who may be appointed by the Governor with the political party leadership of the vacating office holder. This is in spite of the fact that these individuals are not elected by the public and, as such, are not accountable to them.

Additionally, the bill, without any stated rationale, narrows the field of qualified candidates that the political party can consider to those who have been registered members of that party for at least six months prior to the appointment. Such a provision fails to recognize that this may unreasonably restrict the pool of potential candidates as the majority of people who personally and philosophically associate themselves with a political party and vote along party lines may not meet this requirement.

The Governor's ability and responsibility to select the most qualified person to fill a vacancy should not be so narrowly restricted.

For the foregoing reasons, I am returning Senate Bill No. 1063 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,”

was placed on file.

Gov. Msg. No. 795, advising the Senate of the withdrawal of the nomination of ELIZABETH G. FLETCHER to the Statewide Health Coordinating Council, under Gov. Msg. No. 693, dated March 30, 2007, was placed on file.

In compliance with Gov. Msg. No. 795, the nomination listed under Gov. Msg. No. 693 was returned.

Gov. Msg. No. 796, advising the Senate of the withdrawal of the nomination of GAIL EDYTH WEAVER to the Hawai'i Teacher Standards Board, under Gov. Msg. No. 717, dated March 30, 2007, was placed on file.

In compliance with Gov. Msg. No. 796, the nomination listed under Gov. Msg. No. 717 was returned.

Gov. Msg. No. 797, informing the Senate that on April 25, 2007, she signed into law House Bill No. 426 as Act 39, entitled: “RELATING TO PSYCHOTROPIC MEDICATION,” was placed on file.

Gov. Msg. No. 798, informing the Senate that on April 25, 2006, she permitted the following measure to become law without her signature:

Senate Bill No. 820 as Act 40, entitled: “RELATING TO DEVELOPMENTAL DISABILITIES.”

“Dear Madam President and Members of the Senate:

Re: Senate Bill No. 820 SD 1

On April 25, 2007, Senate Bill No. 820 SD 1 entitled ‘A Bill for an Act Relating to Developmental Disabilities’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to extend the repeal date of Act 303, Session Laws of Hawaii 2006. Act 303 established a pilot project to expand the residential options of individuals with developmental disabilities or mental retardation to allow them to live in a setting of the person's choice if it is determined that ‘the person can be sustained with supports, the supports are

attached to the person, and adequate consideration and recognition is given to the person's safety and well-being.' Act 303 is scheduled to sunset on June 30, 2008. Senate Bill No. 820 SD 1 extends this sunset date to June 30, 2009.

In Governor's Message 861 (2006), I expressed concerns with regard to Act 303. These concerns have not been addressed, and Senate Bill No. 820 SD 1 further extends the date of Act 303. Therefore, my concerns with Act 303 are applicable to this bill.

First, Act 303 does not state how the person's choice of residential setting is to be made and how the Department of Health (DOH) is to support the choice. Under the current system employed by the Developmental Disabilities Division (DDD) of the DOH, DDD assists clients to locate licensed or certified homes. This program creates uncertainty over the DOH's role in selection of these residential alternative even though State money is spent supporting the individual.

Second, Act 303 does not specify how to determine whether 'adequate consideration and recognition' has been given to the person's safety and well-being. Act 303 does not mention licensing or certification requirements, an omission that could lead to an interpretation that the program allows placement in unlicensed or uncertified homes. Allowing placement in unlicensed or uncertified homes poses a risk for the safety and well-being of persons with developmental disabilities or mental retardation because it is only through licensing or certification requirements that safety standards such as criminal history background checks of the home operator and periodic monitoring or unannounced home visits are maintained. Any program that purports to assist persons with developmental disabilities under the care of the State must include a degree of accountability within the system.

For the foregoing reasons, I allowed Senate Bill No. 820 SD 1 to become law as Act 40 effective April 25, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE,"

was placed on file.

Gov. Msg. No. 799, informing the Senate that on April 25, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 95 as Act 41, entitled: "RELATING TO VACANT POSITIONS IN THE DEPARTMENT OF EDUCATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 95 SD1

On April 25, 2007, Senate Bill No. 95 entitled 'A Bill for an Act Relating to Vacant Positions in the Department of Education' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

Senate Bill No. 95 repeals Section 302A-1115, Hawaii Revised Statutes, which promoted decentralization and facilitates restructuring of the Department of Education. The Legislature granted the department this flexibility to reallocate existing vacant positions and resources in the State and district offices to the school level via Act 89, Session Laws of Hawaii 1996. Senate Bill No. 95 repeals this language with the

justification that the implementation of Act 51, Session Laws of Hawaii 2004, as amended by Act 225, Session Laws of Hawaii 2006, and the weighted student formula makes 302A-1115 unnecessary.

There are two concerns with this bill. First, the weighted student formula has not truly been implemented, in terms of dollars and discretion reaching the school level. In school year 2006-2007 only 10% of the weighted student formula has been implemented. In school year 2007-2008, only 15% of the formula will be implemented. For fiscal year 2007-2008 the Department of Education requested an additional \$20 million in funding to supplement 'shortfalls' experienced by schools due to the 10% implementation of weighted student formula. Therefore, the argument that weighted student formula has rendered the decentralization and reallocation of vacant State or district office positions to the school level unnecessary is inaccurate because the weighted student formula has not been fully implemented. With the formula implemented only at 10%, there is no way to determine that this decentralization requirement is unnecessary.

Second, and more importantly, repealing this language allows the State and district Department of Education offices to keep their vacant positions and, in some cases, funding because the weighted student formula and Act 51 do not require the decentralization and reallocation of vacant State and district positions to the school level. On the contrary, under weighted student formula the school would be funding additional positions on their own through the per-pupil allocation, not by taking positions reallocated from State and district offices. Further, at this time the weighted student formula does not include State and district program funds, so none of this money currently goes to the school level. The Department of Education should not be allowed to keep vacant positions at the State and district office level, as well as the funding for these positions; these resources should be placed at the school level.

Therefore, for the foregoing reasons, I allowed Senate Bill No. 95 to become law as Act 41 effective April 25, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE,"

was placed on file.

Gov. Msg. No. 800, informing the Senate that on April 26, 2007, she signed into law Senate Bill No. 1509 as Act 42, entitled: "RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," was placed on file.

Gov. Msg. No. 801, informing the Senate that on April 26, 2007, she signed into law Senate Bill No. 1287 as Act 43, entitled: "RELATING TO HIGHWAY SAFETY," was placed on file.

Gov. Msg. No. 802, informing the Senate that on April 26, 2007, she signed into law Senate Bill No. 1370 as Act 44, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS," was placed on file.

Gov. Msg. No. 803, dated April 26, 2007, transmitting her statement of objections to Senate Bill No. 1816 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 26, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1816

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1816, entitled 'A Bill for an Act Relating to Historic Preservation.'

The purpose of this bill is to require consultation with the Kahuna Nui of the Mo'okini Heiau before any alteration, improvement, or organized profit-making venture involving the Kohala Historic Sites State Monument can occur.

This bill is objectionable because it grants the exclusive right of consultation to only a single entity. This bill does not require consultation with other Kohala community groups such as the Kohala Hawaiian Civic Club, or other land owners and interested parties within the monument, including Kamehameha Schools and the Luhiau family, who has ancestral ties to the Kukuipahu Heiau. Neither does this bill provide for consultation with the Office of Hawaiian Affairs. The Kahuna Nui of the Mo'okini Heiau should not be given absolute consultation authority over the entire monument.

Generally, it is unnecessary to mandate consultation through legislation for historic sites. Currently, the Department of Land and Natural Resources consults with the Kahuna Nui of the Mo'okini Heiau for any alterations or improvements to this specific heiau. Additionally, the Department consults with interested community members and groups prior to alterations or improvements to the monument and any other State-managed historic sites.

Furthermore, the specific mandates in this bill are not clearly defined and may result in allegations of violations of the law. It is unclear what authority that the Kahuna Nui shall have with the consultations, there is no defined process for determining succeeding Kahuna Nui, or a contingency plan if a Kahuna Nui is not named or is not accessible for consultation, there is no process for dispute resolution, there is no clear definition of the properties involved under the purview of this bill, and there is no definition of 'organized profit-making venture involving the monument.'

Finally, this bill may be construed as special interest legislation for the Kahuna Nui of the Mo'okini Heiau on the island of Hawaii. This legislation could set precedent causing Kahuna Nui or other parties to seek legislation specific to other historic or culturally important properties. Consultation between the State and community interest should take place under existing laws and rules rather than be legislatively mandated on a case-by-case or an interest-by-interest basis.

The Department of Land and Natural Resources, the Office of Hawaiian Affairs, the Kohala Hawaiian Civic Club, and Kamehameha Schools expressed concerns with this bill and recommended the bill be amended to include other organizations in the consultation process, limit the consultation with the Kahuna Nui of the Mo'okini Heiau, and better define the vague language of this bill. Unfortunately, none of the proposed amendments were adopted in this bill.

For the foregoing reasons, I am returning Senate Bill No. 1816 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 836 to 838) were read by the Clerk and were placed on file:

Hse. Com. No. 836, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 25, 2007:

S.B. No. 946, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 1529, S.D. 2, H.D. 2, C.D. 1; and
S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1.

Hse. Com. No. 837, 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. 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. 838, informing the Senate that the amendments proposed by the Senate to the following House concurrent resolutions were agreed to by the House and said resolutions were adopted in the House of Representatives on April 25, 2007:

H.C.R. No. 58, H.D. 1, S.D. 1;
H.C.R. No. 170, S.D. 1; and
H.C.R. No. 292, S.D. 1.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 226) was read by the Clerk and was disposed of as follows:

Senate Concurrent Resolution

No. 226 "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."

Offered by: Senators Kokubun, Tokuda, Hee, Fukunaga.

By unanimous consent, action on S.C.R. No. 226 was deferred until Friday, April 27, 2007.

CONFERENCE COMMITTEE REPORTS

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. 139, S.D. 1, presented a report (Conf. Com. Rep. No. 9) recommending that S.B. No. 139, 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. 9 and S.B. No. 139, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTE TAX," 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. 755, S.D. 1, presented a report (Conf. Com. Rep. No. 10) recommending that S.B. No. 755, 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. 10 and S.B. No. 755, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS," 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. 618, presented a report (Conf. Com. Rep. No. 11) recommending that S.B. No. 618, 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. 11 and S.B. No. 618, H.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 Senate to the amendments proposed by the House to S.B. No. 1008, S.D. 1, presented a report (Conf. Com. Rep. No. 12) recommending that S.B. No. 1008, 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. 12 and S.B. No. 1008, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANNUITIES," 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. 667, S.D. 3, presented a report (Conf. Com. Rep. No. 13) recommending that S.B. No. 667, 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. 13 and S.B. No. 667, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," 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. 1675, S.D. 1, presented a report (Conf. Com. Rep. No. 14) recommending that S.B. No. 1675, 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. 14 and S.B. No. 1675, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," 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. 1425, S.D. 2, presented a report (Conf. Com. Rep. No. 15) recommending that S.B. No. 1425, 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. 15 and S.B. No. 1425, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," 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. 870, S.D. 1, presented a report (Conf. Com. Rep. No. 16) recommending that S.B. No. 870, 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. 16 and S.B. No. 870, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY," 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. 1924, S.D. 2, presented a report (Conf. Com. Rep. No. 17) recommending that S.B. No. 1924, 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. 17 and S.B. No. 1924, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," 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. 1646, H.D. 2, presented a report (Conf. Com. Rep. No. 52) recommending that H.B. No. 1646, 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. 52 and H.B. No. 1646, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," 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. 1628, H.D. 1, presented a report (Conf. Com. Rep. No. 53) recommending that H.B. No. 1628, 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. 53 and H.B. No. 1628, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING," 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. 349, presented a report (Conf. Com. Rep. No. 54) recommending that H.B. No. 349, 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. 54 and H.B. No. 349, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," 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. 714, H.D. 2, presented a report (Conf. Com. Rep. No. 55) recommending that H.B. No. 714, 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. 55 and H.B. No. 714, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," 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. 71, H.D. 2, presented a report (Conf. Com. Rep. No. 56) recommending that H.B. No. 71, 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. 56 and H.B. No. 71, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," 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. 1264, presented a report (Conf. Com. Rep. No. 57) recommending that H.B. No. 1264, 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. 57 and H.B. No. 1264, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 1370, H.D. 1, presented a report (Conf. Com. Rep. No. 58) recommending that H.B. No. 1370, 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. 58 and H.B. No. 1370, 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 ADULT MENTAL HEALTH DIVISION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1938) recommending that H.C.R. No. 194, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1938 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 deferred until Friday, April 27, 2007.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1939) recommending that H.C.R. No. 85 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1939 and H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO PASS THE PROPOSED EMPLOYEE FREE CHOICE ACT," was deferred until Friday, April 27, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1940) recommending that H.C.R. No. 83 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1940 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 deferred until Friday, April 27, 2007.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1941) recommending that the Senate advise and consent to the nomination of FLORDELINE B. VILA to the Hawai'i Commission for National and Community Service, in accordance with Gov. Msg. No. 742.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1941 and Gov. Msg. No. 742 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1942) recommending that the Senate advise and consent to the nomination of LELAND TAICHI NOGAWA to the Drug Product Selection Board, in accordance with Gov. Msg. No. 460.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1942 and Gov. Msg. No. 460 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1943) recommending that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

JAMES HENRY-EDWARD IRELAND MD, in accordance with Gov. Msg. No. 587;

MARY L. MARASOVICH, in accordance with Gov. Msg. No. 588;

MILES T. NAKATSU, in accordance with Gov. Msg. No. 589;

THINH TIEN NGUYEN MD, in accordance with Gov. Msg. No. 590; and

JAMES ITAMURA, in accordance with Gov. Msg. No. 691.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1943 and Gov. Msg. Nos. 587, 588, 589, 590 and 691 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1944) recommending that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

MICHAEL J. MEAGHER MD, in accordance with Gov. Msg. No. 465; and

DANIEL WAYNE RICKENBACHER, in accordance with Gov. Msg. No. 466.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1944 and Gov. Msg. Nos. 465 and 466 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1945) recommending 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, in accordance with Gov. Msg. No. 489;

VICTOR DALE MORELAND PHD, in accordance with Gov. Msg. No. 490; and

EASSIE M. MILLER, in accordance with Gov. Msg. No. 540.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1945 and Gov. Msg. Nos. 489, 490 and 540 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1946) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

DOROTHY KUULEINANI FIFE, in accordance with Gov. Msg. No. 516; and

CORRENA KEHAUNANI PAWN-WHITE, in accordance with Gov. Msg. No. 517.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1946 and Gov. Msg. Nos. 516 and 517 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1947) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

MARGARET MARY BAXTER, in accordance with Gov. Msg. No. 320;

PAUL K. HIGA, in accordance with Gov. Msg. No. 321;

CHARLOTTE HAUNANI LOSA KAMAUOHA, in accordance with Gov. Msg. No. 322;

BERNADETTE LUCY KELIAA, in accordance with Gov. Msg. No. 323;

DEBORAH JEANE RIVERS, in accordance with Gov. Msg. No. 324; and

PAUL S. VARGAS JR., in accordance with Gov. Msg. No. 325.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1947 and Gov. Msg. Nos. 320, 321, 322, 323, 324 and 325 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1948) recommending that the Senate advise and consent to the nomination of ARCHIE HAPAI III to the Policy Advisory Board for Elder Affairs, in accordance with Gov. Msg. No. 518.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1948 and Gov. Msg. No. 518 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1949) recommending 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, in accordance with Gov. Msg. No. 525.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1949 and Gov. Msg. No. 525 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1950) recommending 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, in accordance with Gov. Msg. No. 476.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1950 and Gov. Msg. No. 476 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1951) recommending 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, in accordance with Gov. Msg. No. 628;

KURT KIYOSHI NAGATA to the Mental Health and Substance Abuse, Kaua'i Service Area Board, in accordance with Gov. Msg. No. 629;

KURA MOANA MARIE AKAU to the Mental Health and Substance Abuse, Oahu Service Area Board, in accordance with Gov. Msg. No. 630;

ELLEN ALISSA HEID to the Mental Health and Substance Abuse, Oahu Service Area Board, in accordance with Gov. Msg. No. 631; and

THOMAS J. MCCORMACK to the Mental Health and Substance Abuse, Oahu Service Area Board, in accordance with Gov. Msg. No. 632.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1951 and Gov. Msg. Nos. 628, 629, 630, 631 and 632 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1952) recommending that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

GAE BERGQUIST-TROMMALD, in accordance with Gov. Msg. No. 601;

CLAYTON D.K. CHONG, in accordance with Gov. Msg. Nos. 603 and 604;

KEITH ALAN LEE, in accordance with Gov. Msg. No. 606;

BONNIE LEE S. L. PANG, in accordance with Gov. Msg. No. 607;

JO-ANN AHUNA, in accordance with Gov. Msg. No. 719; and

MARK STEVEN MOSES, in accordance with Gov. Msg. No. 720.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1952 and Gov. Msg. Nos. 601, 603, 604, 606, 607, 719 and 720 was deferred until Friday, April 27, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1953) recommending that the Senate advise and consent to the nomination of EDSON A. MARTIN to the Kaaui Aquatic Life and Wildlife Advisory Committee, in accordance with Gov. Msg. No. 294.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1953 and Gov. Msg. No. 294 was deferred until Friday, April 27, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1954) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Public Housing Authority (PHA) of the following:

CAROL R. IGNACIO, in accordance with Gov. Msg. Nos. 754 and 755;

TRAVIS O. THOMPSON, in accordance with Gov. Msg. No. 756; and

MATTIE A. YOSHIOKA, in accordance with Gov. Msg. No. 757.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1954 and Gov. Msg. Nos. 754, 755, 756 and 757 was deferred until Friday, April 27, 2007.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1955) recommending that the Senate advise and consent to the nomination of ANNE H. ATKINSON to the Health Planning Council, West Oahu Subarea, in accordance with Gov. Msg. No. 696.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1955 and Gov. Msg. No. 696 was deferred until Friday, April 27, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1956) recommending that the Senate advise and consent to the nomination of BRIAN J. GOLDSTEIN to the Board of Directors of the High Technology Development Corporation, in accordance with Gov. Msg. No. 348.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1956 and Gov. Msg. No. 348 was deferred until Friday, April 27, 2007.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com.

Rep. No. 1957) recommending that the Senate advise and consent to the nomination of MATT H. TAKATA to the Board of Taxation Review, 4th Taxation District (Kauai), in accordance with Gov. Msg. No. 532.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1957 and Gov. Msg. No. 532 was deferred until Friday, April 27, 2007.

Senator Fukunaga, for the majority of the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 1958) recommending that the Senate not advise and consent to the nomination of ORION KOPELMAN to the Board of Directors of the High Technology Development Corporation, in accordance with Gov. Msg. No. 349.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1958 and Gov. Msg. No. 349 was deferred until Friday, April 27, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1917 (Gov. Msg. Nos. 521, 610 and 699):

Senator Taniguchi moved that Stand. Com. Rep. No. 1917 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Housing Finance and Development Corporation (HFD) of the following:

CHARLES P. WATHEN, term to expire June 30, 2008 (Gov. Msg. No. 521);

ALLAN LOS BANOS JR., term to expire June 30, 2010 (Gov. Msg. No. 610); and

RICHARD TOLEDO JR., term to expire June 30, 2009 (Gov. Msg. No. 699),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1918 (Gov. Msg. Nos. 569 and 684):

Senator Taniguchi moved that Stand. Com. Rep. No. 1918 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the State Board of Public Accountancy of the following:

DOREEN LILLY GRIFFITH, term to expire June 30, 2011 (Gov. Msg. No. 569); and

WILLIAM L. WONG, term to expire June 30, 2009 (Gov. Msg. No. 684),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1919 (Gov. Msg. Nos. 592, 593 and 594):

Senator Taniguchi moved that Stand. Com. Rep. No. 1919 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects of the following:

RICHARD Y. MITSUMORI, term to expire June 30, 2011 (Gov. Msg. No. 592);

PAUL H. MURRAY LPLS, term to expire June 30, 2011 (Gov. Msg. No. 593); and

ROBERTO B. YUMOL AIA, term to expire June 30, 2011 (Gov. Msg. No. 594),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1920 (Gov. Msg. No. 690):

Senator Taniguchi moved that Stand. Com. Rep. No. 1920 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MARC KEALA MITSUO YAMANE to the Elevator Mechanics Licensing Board, term to expire June 30, 2011, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1921 (Gov. Msg. Nos. 638, 639 and 640):

Senator Taniguchi moved that Stand. Com. Rep. No. 1921 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Motor Vehicle Industry Licensing Board of the following:

STANLEY TOSHIYA MASAMITSU, term to expire June 30, 2011 (Gov. Msg. No. 638);

DONALD K. TOUCHI, term to expire June 30, 2008 (Gov. Msg. No. 639); and

WERNER UMBHAU, term to expire June 30, 2009 (Gov. Msg. No. 640),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1922 (Gov. Msg. Nos. 704 and 705):

Senator Taniguchi moved that Stand. Com. Rep. No. 1922 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Motor Vehicle Repair Industry Board of the following:

LEE ROGERS CHAMPION, term to expire June 30, 2010 (Gov. Msg. No. 704); and

MICHELLE W.J. WONG, term to expire June 30, 2010 (Gov. Msg. No. 705),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1923 (Gov. Msg. Nos. 647, 648 and 649):

Senator Taniguchi moved that Stand. Com. Rep. No. 1923 be received and placed on file, seconded by Senator Ige and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Pest Control Board of the following:

ALVIN F. FUKUYAMA, term to expire June 30, 2009 (Gov. Msg. No. 647);

ROBERT H. KOIDE, term to expire June 30, 2009 (Gov. Msg. No. 648); and

RONALD S. WEINBERG, term to expire June 30, 2011 (Gov. Msg. No. 649),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1924 (Gov. Msg. Nos. 713, 714, 715, 716 and 718):

Senator Sakamoto moved that Stand. Com. Rep. No. 1924 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Hawai'i Teacher Standards Board of the following:

JONATHAN GILLENLINE, term to expire June 30, 2010 (Gov. Msg. No. 713);

ANNETTE A. NISHIKAWA, term to expire June 30, 2010 (Gov. Msg. No. 714);

ALVIN NAAWAO PARKER, term to expire June 30, 2010 (Gov. Msg. No. 715);

LORILENE ANALEI KARRATTI PEREIRA, term to expire June 30, 2009 (Gov. Msg. No. 716); and

CAROLINE SUE WONG, term to expire June 30, 2010 (Gov. Msg. No. 718),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1925 (Gov. Msg. Nos. 573 and 574):

Senator Ige moved that Stand. Com. Rep. No. 1925 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:

JOE D. CORDOVA, term to expire June 30, 2011 (Gov. Msg. No. 573); and

ROSELANI MANUWAI-ROWE, term to expire June 30, 2011 (Gov. Msg. No. 574),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1926 (Gov. Msg. Nos. 575, 576, 577, 578, 579, 580, 581, 582, 583 and 584):

Senator Ige moved that Stand. Com. Rep. No. 1926 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 Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

MARTIN HO'OLU BENTO, term to expire June 30, 2009 (Gov. Msg. No. 575);

STEPHEN BRADY, term to expire June 30, 2009 (Gov. Msg. No. 576);

BART S. HUBER, term to expire June 30, 2009 (Gov. Msg. No. 577);

JONAH-KUHIO KALANIANA'OLE KA'AUWAI, term to expire June 30, 2008 (Gov. Msg. No. 578);

DARIN H. KAWAZOE, term to expire June 30, 2009 (Gov. Msg. No. 579);

BARBARA-ANN KELLER, term to expire June 30, 2009 (Gov. Msg. No. 580);

PAULA T. MORELLI PHD, term to expire June 30, 2011 (Gov. Msg. No. 581);

TAMAH-LANI S.K. NOH, term to expire June 30, 2010 (Gov. Msg. No. 582);

JODY SHIROMA PERREIRA, term to expire June 30, 2009 (Gov. Msg. No. 583); and

BYRON NAOYUKI YOSHINO, term to expire June 30, 2009 (Gov. Msg. No. 584),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1927 (Gov. Msg. Nos. 585, 586, 688 and 689):

Senator Ige moved that Stand. Com. Rep. No. 1927 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 Policy Advisory Board for Elder Affairs of the following:

GAIL ANN CHEW, term to expire June 30, 2011 (Gov. Msg. No. 585);

BERTHA F.K. LEONG, term to expire June 30, 2011 (Gov. Msg. No. 586);

EUDICE R. SCHICK, term to expire June 30, 2009 (Gov. Msg. No. 688); and

MARY ALEY WILKINSON, term to expire June 30, 2011 (Gov. Msg. No. 689),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1928 (Gov. Msg. Nos. 605, 669 and 695):

Senator Ige moved that Stand. Com. Rep. No. 1928 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 Health Planning Council, Honolulu Subarea of the following:

KEITH ALAN LEE, terms to expire June 30, 2007, and June 30, 2011 (Gov. Msg. Nos. 605 and 669); and

SARAH H. NORDWALL, term to expire June 30, 2011 (Gov. Msg. No. 695),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1929 (Gov. Msg. Nos. 697 and 733):

Senator Ige moved that Stand. Com. Rep. No. 1929 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 Directors of the Hawai'i Health Systems Corporation of the following:

LORETTA ANNE HELLRUNG, term to expire June 30, 2009 (Gov. Msg. No. 697); and

FRANCIS L. JUNG, term to expire June 30, 2008 (Gov. Msg. No. 733),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1930 (Gov. Msg. No. 627):

Senator Ige moved that Stand. Com. Rep. No. 1930 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 DENNIS M. CROWLEY MD to the Medical Advisory 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, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1931 (Gov. Msg. Nos. 662 and 663):

Senator Ige moved that Stand. Com. Rep. No. 1931 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:

DANA P. RIDDLE, term to expire June 30, 2009 (Gov. Msg. No. 662); and

BERT S. UYENO, term to expire June 30, 2011 (Gov. Msg. No. 663),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1932 (Gov. Msg. No. 692):

Senator Ige moved that Stand. Com. Rep. No. 1932 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 JO-ANN AHUNA to the Tri-Isle Subarea

Health Planning Council, 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, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1933 (Gov. Msg. No. 694):

Senator Ige moved that Stand. Com. Rep. No. 1933 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 MARK STEVEN MOSES 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, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1934 (Gov. Msg. No. 602):

Senator Ige moved that Stand. Com. Rep. No. 1934 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 GAE BERGQUIST-TROMMALD to the Health Planning Council, Windward 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, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1935 (Gov. Msg. Nos. 634 and 635):

Senator Ige moved that Stand. Com. Rep. No. 1935 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 Mental Health of the following:

STEVEN M. SHIRAKI, term to expire June 30, 2011 (Gov. Msg. No. 634); and

AMY C.L.C. TSARK, term to expire June 30, 2011 (Gov. Msg. No. 635),

seconded by Senator Fukunaga.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1936 (Gov. Msg. Nos. 533 and 659):

Senator Nishihara moved that Stand. Com. Rep. No. 1936 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Nishihara then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Tourism Authority of the following:

CHALENE "CHA" MAE KU'UPUAALA THOMPSON, term to expire June 30, 2010 (Gov. Msg. No. 533); and

STEPHEN K. YAMASHIRO, term to expire June 30, 2010 (Gov. Msg. No. 659),

seconded by Senator Tsutsui.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

Stand. Com. Rep. No. 1937 (Gov. Msg. Nos. 619, 620, 621, 622, 623, 625 and 626):

Senator Kokubun moved that Stand. Com. Rep. No. 1937 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

CARL J. BERG JR., term to expire June 30, 2009 (Gov. Msg. No. 619);

JOAN E. CANFIELD, term to expire June 30, 2008 (Gov. Msg. No. 620);

CHARLES H. FLETCHER III, term to expire June 30, 2011 (Gov. Msg. No. 621);

HERBERT MONTEGUE RICHARDS JR., term to expire June 30, 2011 (Gov. Msg. No. 622);

ROBERT J. SHALLENBERGER, term to expire June 30, 2010 (Gov. Msg. No. 623);

WESLEY KAIWI NUI YOON, term to expire June 30, 2010 (Gov. Msg. No. 625); and

KAREN GS YOUNG, term to expire June 30, 2009 (Gov. Msg. No. 626),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Baker, Kim).

ADOPTION OF RESOLUTION

H.C.R. No. 189, H.D. 1:

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 189, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF EDUCATION TO PROVIDE ADDITIONAL OUTREACH SERVICES TO HOMELESS INFANTS, CHILDREN, AND YOUTH IN HAWAII," was adopted.

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM WEDNESDAY, APRIL 25, 2007

Stand. Com. Rep. No. 1914 (H.C.R. No. 312, H.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 312, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE LEGISLATURE ON THE FINANCIAL REQUIREMENTS OF TRANSPORTING, HOUSING, AND ANY OTHER COSTS ASSOCIATED WITH THE OPERATIONS AND ADMINISTRATION OF SENDING HAWAII INMATES TO OUT-OF-STATE CORRECTIONAL FACILITIES," was adopted.

FINAL ADOPTION

S.C.R. No. 39, H.D. 1:

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 39 and S.C.R. No. 39, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ENACTMENT OF THE FILIPINO AMERICAN VETERANS EQUITY ACT OF 2007, OR SIMILAR LEGISLATION THAT PROVIDES FEDERAL VETERANS BENEFITS AND SERVICES TO FILIPINO WORLD WAR II VETERANS," was Finally Adopted.

S.C.R. No. 41, H.D. 1:

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 41 and S.C.R. No. 41, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION STRONGLY OPPOSING THE FEE INCREASES PROPOSED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES," was Finally Adopted.

S.C.R. No. 67, H.D. 1:

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 67 and S.C.R. No. 67, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY, MIDDLE AND HIGH SCHOOL STUDENTS," was Finally Adopted.

S.C.R. No. 115, S.D. 1, H.D. 1:

On motion by Senator Ige, seconded by Senator Whalen and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 115, S.D. 1, and S.C.R. No. 115, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO REDRAFT THE CAPITAL GOODS EXCISE TAX CREDIT TO REMEDY OLD REFERENCES TO REPEALED LAW AND TO INCORPORATE THE CURRENT STATUS OF THE INTERNAL REVENUE CODE," was Finally Adopted.

THIRD READING

H.B. No. 91, H.D. 1:

Senator Taniguchi moved that H.B. No. 91, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

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

The motion was put by the Chair and carried, H.B. No. 91, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Ayes with Reservations, 1 (Menor). Noes, 10 (Chun Oakland, Espero, Fukunaga, Gabbard, Hemmings, Ige, Nishihara, Slom, Trimble, Whalen). Excused, 1 (Kim).

FINAL READING**MATTER DEFERRED FROM
WEDNESDAY, APRIL 25, 2007**

Conf. Com. Rep. No. 2 (S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 2 be adopted and S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Ige.

Senator Trimble rose to speak against the measure and said:

"Madam President, I rise in opposition to S.B. No. 1709.

"We no longer have horse-drawn carriages in Waikiki because the congestion and economic costs of these horse-drawn carriages outweigh their recreational benefit. We no longer have pedicabs in Waikiki because their economic costs outweigh the recreational value. For the same reason, colleagues, I urge you not to change the moped law to permit something that operates more like a vehicle that has three wheels, a gas pedal, and a brake on our highways, whether it's to Hana or Hanalei, whether it is to Haleakala or Hanauma Bay. I urge you to vote this bill down.

"Thank you."

Senator Slom rose in opposition and stated:

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

"I've heard the remarks of the good Senator to my left, but I hold in my hand the result of an investigation, and this investigation shows this is a report printed by this very same Legislator. It's dated April. It's got pictures in here of scooters – one, two, three, four pictures of scooters. It shows someone driving a scooter, Madam President, that looks exactly like the Senator to my left. And you know what? I've heard an awful rumor on this Floor that this bill may actually be voted down, and I beg you and I implore you, even though I'm voting 'no' against it, he has already printed his report that said you voted 'yes' on it, so please don't listen to me. Vote 'yes' on the bill.

"Thank you, Madam President." (Laughter.)

Senator English rose to support the measure as follows:

"Madam President, I rise to support the measure.

"I can say that the Senator brings up some good points and everyone please vote your conscience on this measure."

The President then stated:

"I believe, Senator Trimble, that you had a request for a Roll Call vote. Will you please rise and make your request again for the record?"

Senator Trimble rose and said:

"I'll withdraw my request for the sake of time. Thank you."

Senator Inouye rose to oppose the measure and said:

"Madam President, I will be voting 'no' on this measure and I urge my colleagues to give our Senator a nice happy birthday present for tomorrow, but we'll do it today.

"Thank you."

Senators Taniguchi, Hooser and Espero requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and failed to carry, Conf. Com. Rep. No. 2 failed to be adopted and S.B. No. 1709, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," having been read throughout, failed to pass Final Reading on the following showing of Ayes and Noes:

Ayes, 12. Ayes with Reservations, 3 (Espero, Hooser, Taniguchi). Noes, 12 (Baker, Bunda, Chun Oakland, Hemmings, Ihara, Inouye, Kokubun, Nishihara, Slom, Tokuda, Trimble, Tsutsui). Excused, 1 (Kim).

FINAL READING

S.B. No. 1674, S.D. 1, H.D. 2:

On motion by Senator Ige, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1674, S.D. 1, and S.B. No. 1674, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 921, S.D. 1, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 921, S.D. 1, and S.B. No. 921, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RECORDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1654, S.D. 1, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1654, S.D. 1, and S.B. No. 1654, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION," having been read throughout,

passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1988, S.D. 1, H.D. 2:

Senator Taniguchi moved that S.B. No. 1988, S.D. 1, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Espero.

Senator Trimble rose in opposition and said:

“Madam President, I stand in opposition to S.B. No. 1988.

“I favor labeling for honey, but I favor consistent labeling for all agricultural products in Hawai‘i. I further think that good legislation should recognize that products like this that are of Hawai‘i would qualify for the Department of Agriculture’s good safekeeping seal – the seal of approval. That in itself is probably more meaningful than state law regarding the labeling.

“Thank you.”

Senator Slom rose to speak against the measure as follows:

“Madam President, I, too, rise in opposition to S.B. No. 1988.

“First of all, I believe that we probably have the finest honey in the world produced in Hawai‘i. And unlike problems with Hawaiian coffee, Kona coffee, and so forth, where there is a deliberate attempt to mislead through labeling, I don’t think that that is the case in the labeling here. I think it is a question of trying in this bill to tell us that people in the other 49 states really don’t know what they’re buying and know what they’re getting in terms of honey, so therefore our labels have to be different and not in the federal standards or even in state standards for other labels.

“I call your attention, for example, to page 3. A lot has been said about micromanaging this year and page 3, section 4, of the bill says, quote, ‘Each word or character in the identity statement shall be of the same type size and shall be contiguous. The smallest letter or character of the identity statement on packages of sixteen ounces or less net weight shall be at least one and one-half times the type size required under federal law for the statement of net weight, or three-sixteenths of an inch in height, whichever is smaller. The smallest letter or character of the identity statement on packages of greater than sixteen ounces net weight shall be at least one and one-half times the type size required under federal law for the statement of net weight. The identity statement shall be conspicuously displayed without any intervening material in a position above the statement of net weight. Upper and lower case letters may be used interchangeably in the identity statement.’ And it goes on and on talking about all the things that have to be on this label which we really don’t need and I don’t think anybody will be misled, and it is not a consumer protection issue.

“I think with the problems we have with the bee mites and all of that right now, I think it demeans the product rather than enhances it. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1988, S.D. 1, and S.B. No. 1988, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HONEY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Kim).

Conf. Com. Rep. No. 4 (S.B. No. 1528, H.D. 1, C.D. 1):

On motion by Senator English, seconded by Senator Hee and carried, Conf. Com. Rep. No. 4 was adopted and S.B. No. 1528, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 5 (S.B. No. 1704, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 5 was adopted and S.B. No. 1704, 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, 24. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. No. 51 (H.B. No. 1379, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 51 was adopted and H.B. No. 1379, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 98, 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. 98, S.D. 1, seconded by Senator Chun Oakland 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. 98, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Sakamoto, Chun Oakland, Gabbard). Noes, none. Excused, none.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 98, S.D. 1, seconded by Senator Chun Oakland.

Senator Sakamoto noted:

“Madam President, the House made technical, nonsubstantive amendments for clarity, consistency and style.”

The motion was put by the Chair 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,” was placed on the calendar for Final Reading on Friday, April 27, 2007.

At 6:52 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:07 o'clock p.m.

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

Senator Hee moved that the Senate reconsider its action taken on April 10, 2007, in disagreeing to the amendments proposed by the House to S.B. No. 784, S.D. 1, seconded by Senator Kokubun 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. 784, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Hee, Gabbard). Noes, none. Excused, 1 (Kokubun).

Senator Hee moved that the Senate agree to the amendments proposed by the House to S.B. No. 784, S.D. 1, seconded by Senator Kokubun.

Senator Hee noted:

"Madam President, in reviewing the bill, the Senate position was effective July 1, 2007, and the House position was effective upon approval. The House strenuously argued if the Senate would consider yielding to the House because they worked so hard in coming up with the conclusion 'effective upon approval.' In the abundance of caution, I asked my colleague to my left and he begrudgingly said okay. And that's the reason we're reconsidering and I would ask my colleagues to please support the House's plea for their position 'upon approval.'

"Thank you."

The motion was put by the Chair 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," was placed on the calendar for Final Reading on Friday, April 27, 2007.

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

Senator Kokubun moved that the Senate reconsider its action taken on April 25, 2007, in disagreeing to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, seconded by Senator Tokuda and carried.

Senator Kokubun moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 102, S.D. 1, seconded by Senator Tokuda.

Senator Kokubun noted:

"Madam President, the House just added two additional whereas clauses that further clarified the resolvable clauses."

The motion was put by the Chair 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 placed on the calendar for Final Adoption on Friday, April 27, 2007.

Senator Taniguchi, Chair of the Committee on Commerce, Consumer Protection and Affordable Housing, requested that the referral of H.C.R. No. 46 to the Committee on Commerce, Consumer Protection and Affordable Housing be waived.

Senator Taniguchi noted:

"Madam President, we had a very similar Senate concurrent resolution and we would like to proceed to vote on this sunrise review."

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Friday, April 27, 2007:

H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW ON THE REGISTRATION OF PROVIDERS OF DEBT-MANAGEMENT SERVICES."

Senator English, Chair of the Committee on Transportation and International Affairs, requested that the referral of H.C.R. Nos. 28 and 81 to the Committee on Transportation and International Affairs be waived.

Senator English noted:

"Madam President, I'm requesting a waiver for both of these because we did not have the time to hear them in Committee, but they are good resolutions. The first requires a study to consider the vehicle ignition interlock devices for convicted drunk drivers and this is requested by MADD and the Department of Transportation. The other one is requesting the Governor to approve a sister state-province relationship with Cagayan in the Republic of the Philippines and there's been a lot of work that went into this by House members. I'd like to move these two measures out."

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolutions were placed on the calendar for Adoption on Friday, April 27, 2007:

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"; and

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."

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested that the joint referral of H.C.R. No. 69 to the Committee on Human Services and Public Housing and the Committee on Transportation and International Affairs be waived. She also requested that the referral of H.C.R. Nos. 187 and 188 to the Committee on Human Services and Public Housing be waived.

Senator Chun Oakland noted:

“Madam President, this is in order to meet the resolution deadlines.”

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolutions were placed on the calendar for Adoption on Friday, April 27, 2007:

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”;

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”; and

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.”

Senator Hemmings rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“Madam President, I do this with the best of intentions to clear the reputation of a good woman who has withdrawn her nomination to the Statewide Health Coordinating Council, and also, Madam President, to try to protect the integrity of the Senate by correcting some outright misinformation that led to the conclusions of the Health Committee not to agree to advice and consent.

“The Chairman stated that the reasons for recommending not to advise and consent to the nomination were because (1) the nominee stated that she would have voted for the certificate of need for Malulani if the certificate of need application was resubmitted; and (2) she did not address the 12 elements that are considered when deciding a certificate of need application and did consider the desires of the public and elected representatives which was inappropriate consideration. Astounding. The considerations of the tri-area council; the considerations of the Mayor, past and present; the consideration of the Governor of the State of Hawai‘i; and the consideration of the overwhelming testifiers on that issue, according to the Chairman of the Health Committee and this document – criteria by which certificate of need application must be judged – was not to be considered.

“I would suggest, Madam President and colleagues, with the best of intentions, we better address this issue.

“Following the assertions of the Chairman, a respected leader in the Committee said that she expressed disappointment in the response because the nominee was an attorney. It appears now that neither of the lawmakers bothered to look at the actual law before they accused the nominee of disregarding it, because it’s not in the law. It is not in Chapter 323D, Health planning and resources development, in the HRS. It isn’t even in Hawai‘i Health Planning Development Agency’s Chapter 186 rules.

What this is, believe it or not, is something off the website – 12 considerations – with no rule of law, not a rules and regulations. It’s just something some minion of the status quo made up.

“In addition, it didn’t appear that the Chairman was aware that the Statewide Health Coordinating Council is merely an advisory body to the Health Planning and Development Agency, SHPDA, and the council does not have a vote on the CON process but merely makes recommendations.

“I hope that we can genuinely reform the way we’re having advice and consent hearings and listening to special interest groups, rather than the overwhelming testimony of those people that are directly affected by such decisions as this.

“This has not only impugned the integrity of a good woman, an attorney, but has also belied the fact that the Chairman of the Committee and his voters had not done their homework on the actual law. But worse than that, this is just a small part of a much larger issue regarding the use of the monopolistic CON process to protect a failing state monopoly that costs the taxpayers over \$40 million a year in subsidies, and that’s Hawai‘i Healthcare Systems Corporation. I know we’ll be hearing a lot more of this issue as legislation comes through to try to protect that failing monopoly from competition.

“The people of Maui deserve healthy alternatives and choices in the marketplace of health, and this is just another misuse of our ability to try to accommodate the wishes and best interest of the people who we’re allegedly supposed to serve.

“Thank you, Madam President.”

Senator Chun Oakland, Chair of the Committee on Human Services and Public Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.R. No. 10.

Senator Chun Oakland noted:

“Madam President, I’m requesting this waiver in order to meet the deadline. Thank you.”

The Chair then granted the waiver.

Senator Ige rose on a point of personal privilege and stated:

“Madam President, I rise on a point of personal privilege.

“I would just note for the record that per the Hawai‘i Revised Statutes in the Hawai‘i Administrative Rules there are very specific criteria that the State Health Planning and Development Agency and its committee members must follow in reviewing certificate of need applications. These criteria ask for information and data that can be verified and that are in line with health industry standards. Together the criteria create a level playing field for all applicants, regardless of their political affiliation or perceived popularity. Every single certificate of need application presented to the State Health Planning and Development Agency is measured against this criteria in an evaluation of whether they should or should not be approved.

“The certificate of need for Triad Malulani was deficient in at least four of these applications, as explicitly identified in the decision and order on this application, and we believe that the Committee was justified in rejecting this nomination.

“I would also like to note that I hope that it’s not the Governor’s intention to make this nomination on an interim basis, which is the reason for the governor’s message withdrawing the nomination of this person to the Statewide Health Planning Agency, as they’ve tried that in the past to

circumvent the advise and consent process in the Senate, and we obviously would respond in a bad manner to that move anyway.

“Thank you.”

Senator Hemmings rose in rebuttal as follows:

“Madam President, personal privilege in rebuttal.

“As I said, the criteria by which the certificate of need applications must be judged, these 12 criteria are not part of HRS, nor are they part of the rules and regulations of the Department of Health. Also, the area council that took in the testimony, it’s absolutely true that the tri-area council’s considerations and recommendations are totally disregarded. The past and present Mayor’s recommendations were totally disregarded. The majority of the people that testified and the Governor’s opinions were all ignored.

“This is a one-man show, a dictatorship on the CON process and it does not serve democracy and the will of the people. It serves the interest of those that have put those people in these positions without the force of law as quoted by the Chairman of the Committee. What he just said regarding HRS may or may not be specifically true, but regarding the criteria by which the director can make a decision is not part of statute. It’s just a website.

“Thank you.”

Senator English rose on a point of personal privilege as follows:

“Madam President, point of personal privilege.

“Madam President and members of the Senate, this past Tuesday and Wednesday, the 24th and 25th, His Holiness the 14th Dalai Lama was on Maui, and I feel obliged to put on the record and explain to you my absence because we had some very important votes here. But this was very important for Maui in that the Dalai Lama came to Pā‘ia, part of my district, and consecrated a Stupa, one of the very few that has been built outside of Tibet. And this was a very large event for all of Maui, but especially in my district.

“The estimates are coming in now, but we had upwards of about 25,000 people coming to hear the Dalai Lama speak and hear his message. I think it had a wonderful effect on Maui. It really helped start seeing the need for us to be nice to each other. That was his core message – respect each other, be nice to each other, and accept other’s other points of views.

“So my absence for those two days was because of the Dalai Lama’s visit to Maui and it was very important to me and also to my constituency to be in Maui to receive him and to welcome him there. The people of Maui were blessed, and in fact all of Hawai‘i was very blessed to have such a person as the Dalai Lama visit us.

“Thank you.”

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 7:24 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. 866, S.D. 1, presented a report (Conf. Com. Rep. No. 18) recommending that S.B. No. 866, 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. 18 and S.B. No. 866, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TOURISM,” 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. 1750, S.D. 1, presented a report (Conf. Com. Rep. No. 19) recommending that S.B. No. 1750, 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. 19 and S.B. No. 1750, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” 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. 58, S.D. 2, presented a report (Conf. Com. Rep. No. 20) recommending that S.B. No. 58, 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. 20 and S.B. No. 58, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTS,” 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. 1017, presented a report (Conf. Com. Rep. No. 21) recommending that S.B. No. 1017, 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. 21 and S.B. No. 1017, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” 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. 1803, S.D. 1, presented a report (Conf. Com. Rep. No. 22) recommending that S.B. No. 1803, 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. 22 and S.B. No. 1803, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” 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. 188, S.D. 2, presented a report (Conf. Com. Rep. No. 23) recommending that S.B. No. 188, 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. 23 and S.B. No. 188, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS

REGULATORY FLEXIBILITY ACT,” 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. 1315, S.D. 2, presented a report (Conf. Com. Rep. No. 24) recommending that S.B. No. 1315, 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. 24 and S.B. No. 1315, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE,” 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. 46, S.D. 1, presented a report (Conf. Com. Rep. No. 25) recommending that S.B. No. 46, 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. 25 and S.B. No. 46, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS,” 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. 987, S.D. 1, presented a report (Conf. Com. Rep. No. 26) recommending that S.B. No. 987, 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. 26 and S.B. No. 987, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” 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. 1943, S.D. 2, presented a report (Conf. Com. Rep. No. 27) recommending that S.B. No. 1943, 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. 27 and S.B. No. 1943, S.D. 2, 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. 56, S.D. 1, presented a report (Conf. Com. Rep. No. 28) recommending that S.B. No. 56, 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. 28 and S.B. No. 56, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO JURY SERVICE,” 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. 1665, presented a report (Conf. Com. Rep. No. 29) recommending that S.B. No. 1665, 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. 29 and

S.B. No. 1665, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMALS,” 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. 1833, S.D. 1, presented a report (Conf. Com. Rep. No. 30) recommending that S.B. No. 1833, 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. 30 and S.B. No. 1833, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FAMILY LEAVE,” 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. 1004, S.D. 2, presented a report (Conf. Com. Rep. No. 31) recommending that S.B. No. 1004, 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. 31 and S.B. No. 1004, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” 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. 1400, S.D. 2, presented a report (Conf. Com. Rep. No. 32) recommending that S.B. No. 1400, 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. 32 and S.B. No. 1400, S.D. 2, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE,” 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. 1161, S.D. 1, presented a report (Conf. Com. Rep. No. 33) recommending that S.B. No. 1161, 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. 33 and S.B. No. 1161, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE,” 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. 228, S.D. 1, presented a report (Conf. Com. Rep. No. 34) recommending that S.B. No. 228, 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. 34 and S.B. No. 228, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GRAFFITI,” 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. 1603, S.D. 2, presented a report (Conf. Com. Rep. No. 35) recommending that S.B. No. 1603, 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. 35 and S.B. No. 1603, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," 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. 1608, presented a report (Conf. Com. Rep. No. 59) recommending that H.B. No. 1608, S.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. 59 and H.B. No. 1608, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO 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. 1612, presented a report (Conf. Com. Rep. No. 60) recommending that H.B. No. 1612, 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. 60 and H.B. No. 1612, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," 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. 1337, H.D. 1, presented a report (Conf. Com. Rep. No. 61) recommending that H.B. No. 1337, 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. 61 and H.B. No. 1337, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY," 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. 487, H.D. 1, presented a report (Conf. Com. Rep. No. 62) recommending that H.B. No. 487, 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. 62 and H.B. No. 487, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROGRAMS," 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. 692, H.D. 2, presented a report (Conf. Com. Rep. No. 63) recommending that H.B. No. 692, 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. 63 and H.B. No. 692, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," 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. 375, H.D. 1, presented a report (Conf. Com. Rep. No. 64) recommending that H.B. No. 375, 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. 64 and H.B. No. 375, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," 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. 1518, H.D. 1, presented a report (Conf. Com. Rep. No. 65) recommending that H.B. No. 1518, 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. 65 and H.B. No. 1518, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," 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. 1830, H.D. 2, presented a report (Conf. Com. Rep. No. 66) recommending that H.B. No. 1830, 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. 66 and H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," 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. 964, H.D. 1, presented a report (Conf. Com. Rep. No. 67) recommending that H.B. No. 964, 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. 67 and H.B. No. 964, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," 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. 1503, H.D. 1, presented a report (Conf. Com. Rep. No. 68) recommending that H.B. No. 1503, 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. 68 and H.B. No. 1503, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," 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. 791, H.D. 1, presented a report (Conf. Com. Rep. No. 69) recommending that H.B. No. 791, 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. 69 and H.B. No. 791, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," 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. 1246, H.D. 1, presented a report (Conf.

Com. Rep. No. 70) recommending that H.B. No. 1246, 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. 70 and H.B. No. 1246, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," 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. 1130, H.D. 1, presented a report (Conf. Com. Rep. No. 71) recommending that H.B. No. 1130, 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. 71 and H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 6:30 o'clock p.m., Friday, April 27, 2007.

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.

FIFTY-NINTH DAY

Tuesday, May 1, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 10:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Lorraine R. Inouye, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 807, dated April 27, 2007, transmitting her statement of objections to House Bill No. 10 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

April 27, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 10

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 10.

This bill would mandate that pharmaceutical companies, which voluntarily participate in the Hawaii Rx Plus program, provide rebates in addition to the discounted prescription prices that the manufacturers already provide to enrollees in the Hawaii Rx Plus program. It also requires the Department of Human Services to disclose information on drug manufacturing costs.

This bill is objectionable because its enactment will likely cause voluntary participation in the Hawaii Rx Plus program by prescription drug manufacturers to end. Approximately 112,000 Hawaii residents participate in the Hawaii Rx Plus program. Low-income uninsured and underinsured residents who are enrolled in the Hawaii Rx Plus program and need prescription medications would be hurt by enactment of this legislation.

Second, this bill sets no mandatory level for the rebate. Thus, firms could make token offers and still be in compliance. Nor does the bill seem to recognize that the major reason why the rebates have not been successful is the limited volume of prescriptions written on a monthly basis under Hawaii Rx Plus.

Finally, the bill does not recognize the role the federal Centers for Medicare and Medicaid Services play in securing rebates for government-approved drug programs. Without the Centers for Medicare and Medicaid Services' approval, the Department of Human Services does not have the ability to impose a meaningful penalty on the prescription drug manufacturers that do not provide rebates.

My Administration supports the requirement of rebates from drug manufacturers but believes the rebates must be

implemented in an appropriate and effective manner. My office proposed House Bill No. 1359, which is currently being considered in conference committee. This bill consolidates the current Medicare Part D State Pharmacy Assistance program and the Hawaii Rx Plus program under a single comprehensive Hawaii State Pharmacy Assistance Program. Once the Department obtains approval from the Centers for Medicare and Medicaid Services as a federally qualified state pharmaceutical assistance program, prescriptions purchased by Hawaii Rx Plus program enrollees will qualify for the same mandatory and supplemental rebates received by the Medicaid program. In addition, the market size of this consolidated program would be larger by the integration of the Hawaii Rx program into the State Pharmacy Assistance Program.

Should the Legislature send me a bill that incorporates a comprehensive approach such as that embodied in House Bill No. 1359, ensuring that the State has appropriate authority to secure pharmaceutical rebates and which will not discourage manufacturer participation in the Hawaii Rx Plus program, then I would be able to sign that measure.

For the foregoing reasons, I am returning House Bill No. 10 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,”

was read by the Clerk and was placed on file.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 34 and 35) were read by the Clerk and were placed on file:

Dept. Com. No. 34, from the State Auditor, dated April 13, 2007, transmitting a report, “Cost Analysis of Disability Parking Placards,” (Report No. 07-05).

Dept. Com. No. 35, from the State Auditor, dated April 27, 2007, transmitting a report, “Sunrise Analysis: Nurse Aides,” (Report No. 07-06).

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 851 to 854) were read by the Clerk and were placed on file:

Hse. Com. No. 851, informing the Senate that the Speaker on April 27, 2007, made the following changes to the conferees on the following bill:

S.B. No. 1792, S.D. 3 (H.D. 3):

Discharged Representative Green as Co-Chair.
Added Representative Green as a member.

Hse. Com. No. 852, informing the Senate that the Speaker on April 27, 2007, made the following changes to the conferees on the following bill:

S.B. No. 1792, S.D. 3 (H.D. 3):

Discharged Representative Green as member.

Added Representatives Green and Tokioka as Co-Chairs.

Hse. Com. No. 853, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 27, 2007:

S.B. No. 920, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 1047, H.D. 2, C.D. 1; and
S.B. No. 1410, S.D. 1, H.D. 1, C.D. 1.

Hse. Com. No. 854, returning S.C.R. No. 17, which was adopted by the House of Representatives on April 27, 2007.

CONFERENCE COMMITTEE REPORTS

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. 709, S.D. 2, presented a report (Conf. Com. Rep. No. 121) recommending that S.B. No. 709, 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. 121 and S.B. No. 709, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," 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. 810, S.D. 2, presented a report (Conf. Com. Rep. No. 122) recommending that S.B. No. 810, 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. 122 and S.B. No. 810, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE," 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. 1115, S.D. 2, presented a report (Conf. Com. Rep. No. 123) recommending that S.B. No. 1115, 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. 123 and S.B. No. 1115, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," 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. 1170, S.D. 1, presented a report (Conf. Com. Rep. No. 124) recommending that S.B. No. 1170, 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. 124 and S.B. No. 1170, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, presented a report (Conf. Com. Rep. No. 125) recommending that S.B. No. 932, 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. 125 and

S.B. No. 932, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," 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. 104, H.D. 2, presented a report (Conf. Com. Rep. No. 134) recommending that H.B. No. 104, 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. 134 and H.B. No. 104, H.D. 2, S.D. 2, 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 House to the amendments proposed by the Senate to H.B. No. 531, H.D. 3, presented a report (Conf. Com. Rep. No. 135) recommending that H.B. No. 531, H.D. 3, 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. 135 and H.B. No. 531, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," 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. 226, H.D. 2, presented a report (Conf. Com. Rep. No. 136) recommending that H.B. No. 226, 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. 136 and H.B. No. 226, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," 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. 90, H.D. 2, presented a report (Conf. Com. Rep. No. 137) recommending that H.B. No. 90, 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. 137 and H.B. No. 90, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 899, H.D. 1, presented a report (Conf. Com. Rep. No. 138) recommending that H.B. No. 899, 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. 138 and H.B. No. 899, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," 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. 1221, H.D. 2, presented a report (Conf. Com. Rep. No. 139) recommending that H.B. No. 1221, 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. 139 and H.B. No. 1221, H.D. 2, S.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 House to the amendments proposed by the Senate to H.B. No. 1211, H.D. 2, presented a report (Conf. Com. Rep. No. 140) recommending that H.B. No. 1211, 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. 140 and H.B. No. 1211, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," 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. 855, H.D. 1, presented a report (Conf. Com. Rep. No. 141) recommending that H.B. No. 855, 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. 141 and H.B. No. 855, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," 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. 833, H.D. 2, presented a report (Conf. Com. Rep. No. 142) recommending that H.B. No. 833, 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. 142 and H.B. No. 833, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," 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. 1292, H.D. 1, presented a report (Conf. Com. Rep. No. 143) recommending that H.B. No. 1292, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 143 and H.B. No. 1292, H.D. 1, S.D. 2, C.D. 1, was deferred until later on the calendar.

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. 1567, presented a report (Conf. Com. Rep. No. 144) recommending that H.B. No. 1567, 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. 144 and H.B. No. 1567, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," 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. 751, H.D. 1, presented a report (Conf. Com. Rep. No. 145) recommending that H.B. No. 751, 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. 145 and H.B. No. 751, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," 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. 1572, presented a report (Conf. Com. Rep. No. 146) recommending that H.B. No. 1572, 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. 146 and H.B. No. 1572, S.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 House to the amendments proposed by the Senate to H.B. No. 1569, presented a report (Conf. Com. Rep. No. 147) recommending that H.B. No. 1569, 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. 147 and H.B. No. 1569, S.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 House to the amendments proposed by the Senate to H.B. No. 1568, presented a report (Conf. Com. Rep. No. 148) recommending that H.B. No. 1568, 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. 148 and H.B. No. 1568, S.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 Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1345, H.D. 2, presented a report (Conf. Com. Rep. No. 149) recommending that H.B. No. 1345, H.D. 2, S.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. 149 and H.B. No. 1345, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," 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. 831, H.D. 2, presented a report (Conf. Com. Rep. No. 150) recommending that H.B. No. 831, 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. 150 and H.B. No. 831, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," was deferred for a period of 48 hours.

Senator Sakamoto, 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. 24, H.D. 1, presented a report (Conf. Com. Rep. No. 151) recommending that H.B. No. 24, 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. 151 and H.B. No. 24, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," 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. 1757, H.D. 1, presented a report (Conf. Com. Rep. No. 152) recommending that H.B. No. 1757, H.D. 1, S.D. 3, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 152 and H.B. No. 1757, H.D. 1, S.D. 3, C.D. 1, was deferred until later on the calendar.

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. 1171, H.D. 1, presented a report (Conf. Com. Rep. No. 153) recommending that H.B. No. 1171, 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. 153 and H.B. No. 1171, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," 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. 19, H.D. 2, presented a report (Conf. Com. Rep. No. 154) recommending that H.B. No. 19, 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. 154 and H.B. No. 19, 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 Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1003, H.D. 3, presented a report (Conf. Com. Rep. No. 155) recommending that H.B. No. 1003, H.D. 3, S.D. 2, as amended in C.D. 1, pass Final Reading.

Senator Baker rose and said:

"Madam President, may I request that remarks be inserted in the Journal for Conf. Com. Rep. No. 155."

The Chair having so ordered, Senator Baker's remarks read as follows:

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

"Last year the Legislature passed Act 240, showing our commitment to the development of renewable energy. If we want to continue this work we need to establish a Natural Energy Institute at the University of Hawaii at Manoa. If we want to show that we are truly committed to an environmentally friendly Hawaii we need to develop a bioenergy master plan. If we want to decrease our dependence on oil, we need to find viable alternatives.

"I believe this is a good bill, and I ask all my colleagues to support it. Thank you."

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 155 and H.B. No. 1003, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," 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. 1359, H.D. 1, presented a report (Conf. Com. Rep. No. 156) recommending that H.B. No. 1359, 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. 156 and H.B. No. 1359, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," 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. 55, H.D. 1, presented a report (Conf. Com. Rep. No. 157) recommending that H.B. No. 55, 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. 157 and H.B. No. 55, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," 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. 807, H.D. 1, presented a report (Conf. Com. Rep. No. 158) recommending that H.B. No. 807, 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. 158 and H.B. No. 807, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," 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. 843, H.D. 2, presented a report (Conf. Com. Rep. No. 159) recommending that H.B. No. 843, 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. 159 and H.B. No. 843, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," 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. 1477, H.D. 2, presented a report (Conf. Com. Rep. No. 160) recommending that H.B. No. 1477, 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. 160 and H.B. No. 1477, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," 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. 367, H.D. 1, presented a report (Conf. Com. Rep. No. 161) recommending that H.B. No. 367, H.D. 1, S.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. 161 and H.B. No. 367, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," 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. 1368, presented a report (Conf. Com. Rep. No. 162) recommending that H.B. No. 1368, 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. 162 and H.B. No. 1368, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," 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. 1220, H.D. 1, presented a report (Conf. Com. Rep. No. 163) recommending that H.B. No. 1220, 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. 163 and H.B. No. 1220, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," 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. 400, H.D. 1, presented a report (Conf. Com. Rep. No. 164) recommending that H.B. No. 400, 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. 164 and H.B. No. 400, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," 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. 399, H.D. 1, presented a report (Conf. Com. Rep. No. 165) recommending that H.B. No. 399, 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. 165 and H.B. No. 399, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," 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. 1435, H.D. 1, presented a report (Conf. Com. Rep. No. 166) recommending that H.B. No. 1435, 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. 166 and H.B. No. 1435, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 575, H.D. 1, presented a report (Conf. Com. Rep. No. 167) recommending that H.B. No. 575, 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. 167 and H.B. No. 575, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," 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. 1866, H.D. 3, presented a report (Conf. Com. Rep. No. 168) recommending that H.B. No. 1866, H.D. 3, 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. 168 and H.B. No. 1866, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," 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. 1719, H.D. 1, presented a report (Conf. Com. Rep. No. 169) recommending that H.B. No. 1719, 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. 169 and H.B. No. 1719, H.D. 1, S.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 Nishihara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1352, H.D. 1, presented a report (Conf. Com. Rep. No. 170) recommending that H.B. No. 1352, 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. 170 and H.B. No. 1352, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," 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. 1718, presented a report (Conf. Com. Rep. No. 171) recommending that S.B. No. 1718, 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. 171 and S.B. No. 1718, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI," 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. 686, S.D. 1, presented a report (Conf. Com. Rep. No. 172) recommending that S.B. No. 686, 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. 172 and S.B. No. 686, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," 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. 688, S.D. 2, presented a report (Conf. Com. Rep. No. 173) recommending that S.B. No. 688, 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. 173 and S.B. No. 688, S.D. 2, H.D. 1, 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 Senate to the amendments proposed by the House to S.B. No. 1614, S.D. 1, presented a report (Conf. Com. Rep. No. 174) recommending that S.B. No. 1614, 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. 174 and S.B. No. 1614, S.D. 1, H.D. 1, 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 Senate to the amendments proposed by the House to S.B. No. 1820, S.D. 1, presented a report (Conf. Com. Rep. No. 175) recommending that S.B. No. 1820, 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. 175 and S.B. No. 1820, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," 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. 1931, S.D. 2, presented a report (Conf. Com. Rep. No. 176) recommending that S.B. No. 1931, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 176 and S.B. No. 1931, S.D. 2, H.D. 3, C.D. 1, was deferred until later on the calendar.

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. 1133, S.D. 3, presented a report (Conf. Com. Rep. No. 177) recommending that S.B. No. 1133, S.D. 3, 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. 177 and S.B. No. 1133, S.D. 3, 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. 600, presented a report (Conf. Com. Rep. No. 178) recommending that S.B. No. 600, 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. 178 and S.B. No. 600, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," 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. 1034, S.D. 2, presented a report (Conf. Com. Rep. No. 179) recommending that S.B. No. 1034, 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. 179 and S.B. No. 1034, 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. 1922, S.D. 2, presented a report (Conf. Com. Rep. No. 180) recommending that S.B. No. 1922, 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. 180 and S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," 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. 317, H.D. 2, presented a report (Conf. Com. Rep. No. 181) recommending that H.B. No. 317, 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. 181 and H.B. No. 317, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," 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. 310, H.D. 2, presented a report (Conf. Com. Rep. No. 182) recommending that H.B. No. 310, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 182 and H.B. No. 310, H.D. 2, S.D. 2, C.D. 1, was deferred until later on the calendar.

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. 1670, H.D. 2, presented a report (Conf. Com. Rep. No. 183) recommending that H.B. No. 1670, 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. 183 and H.B. No. 1670, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER," 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. 1083, H.D. 2, presented a report (Conf. Com. Rep. No. 184) recommending that H.B. No. 1083, 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. 184 and H.B. No. 1083, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1659, H.D. 2, presented a report (Conf. Com. Rep. No. 185) recommending that H.B. No. 1659, 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. 185 and H.B. No. 1659, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," 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. 1270, H.D. 2, presented a report (Conf. Com. Rep. No. 186) recommending that H.B. No. 1270, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 186 and H.B. No. 1270, H.D. 2, S.D. 2, C.D. 1, was deferred until later on the calendar.

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. 767, H.D. 2, presented a report (Conf. Com. Rep. No. 187) recommending that H.B. No. 767, 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. 187 and H.B. No. 767, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," 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. 777, H.D. 2, presented a report (Conf. Com. Rep. No. 188) recommending that H.B. No. 777, 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. 188 and H.B. No. 777, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," 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. 1014, H.D. 2, presented a report (Conf. Com. Rep. No. 189) recommending that H.B. No. 1014, 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. 189 and H.B. No. 1014, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," 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. 1764, H.D. 1, presented a report (Conf. Com. Rep. No. 190) recommending that H.B. No. 1764, 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. 190 and H.B. No. 1764, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 914, S.D. 2, presented a report (Conf. Com. Rep. No. 191) recommending that S.B. No. 914, 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. 191 and S.B. No. 914, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1174, S.D. 1, presented a report (Conf. Com. Rep. No. 192) recommending that S.B. No. 1174, 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. 192 and S.B. No. 1174, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," 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. 613, S.D. 2, presented a report (Conf. Com. Rep. No. 193) recommending that S.B. No. 613, 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. 193 and S.B. No. 613, S.D. 2, H.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 Senate to the amendments proposed by the House to S.B. No. 885, S.D. 2, presented a report (Conf. Com. Rep. No. 194) recommending that S.B. No. 885, 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. 194 and S.B. No. 885, S.D. 2, H.D. 3, 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 Senate to the amendments proposed by the House to S.B. No. 603, S.D. 2, presented a report (Conf. Com. Rep. No. 195) recommending that S.B. No. 603, 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. 195 and S.B. No. 603, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," 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. 1917, S.D. 3, presented a report (Conf. Com. Rep. No. 196) recommending that S.B. No. 1917, 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. 196 and S.B. No. 1917, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Ige, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1792, S.D. 3, presented a report (Conf. Com. Rep. No. 197) recommending that S.B. No. 1792, S.D. 3, H.D. 3, as amended in C.D. 1, pass Final Reading.

By unanimous consent, action on Conf. Com. Rep. No. 197 and S.B. No. 1792, S.D. 3, H.D. 3, C.D. 1, was deferred until later on the calendar.

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. 907, S.D. 2, presented a report (Conf. Com. Rep. No. 198) recommending that S.B. No. 907, 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. 198 and S.B. No. 907, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," 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. 1631, H.D. 2, presented a report (Conf. Com. Rep. No. 199) recommending that H.B. No. 1631, 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. 199 and H.B. No. 1631, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT," 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. 1008, H.D. 2, presented a report (Conf. Com. Rep. No. 200) recommending that H.B. No. 1008, 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. 200 and H.B. No. 1008, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," 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. 212, H.D. 2, presented a report (Conf. Com. Rep. No. 201) recommending that H.B. No. 212, 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. 201 and H.B. No. 212, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," 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. 1529, H.D. 2, presented a report (Conf. Com. Rep. No. 202) recommending that H.B. No. 1529, 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. 202 and H.B. No. 1529, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," 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. 1365, S.D. 2, presented a report (Conf. Com. Rep. No. 203) recommending that S.B. No. 1365, 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. 203 and S.B. No. 1365, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY," 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.C.R. No. 209, presented a report (Conf. Com. Rep. No. 204) recommending that S.C.R. No. 209, H.D. 1, as amended in C.D. 1, be Finally Adopted.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 204 and S.C.R. No. 209, H.D. 1, C.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR THE USE OF MEDICAL VIGILANCE SERVICES IN ACUTE CARE HOSPITALS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senators Chun Oakland and Ige, for the Committee on Human Services and Public Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1961) recommending that H.C.R. No. 54 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1961 and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH AN INTERIM TASK FORCE TO REVIEW THE STATE MAXIMUM ALLOWABLE COST PROGRAM'S REIMBURSEMENT POLICY AND ITS IMPACT ON SMALL, INDEPENDENT, COMMUNITY PHARMACIES," was deferred until Thursday, May 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1962) recommending that H.C.R. No. 140, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1962 and H.C.R. No. 140, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO COLLECT DATA AND REPORT STATISTICS RELATED TO CASES OF ABUSE OF VULNERABLE ADULTS," was deferred until Thursday, May 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1963) recommending that H.C.R. No. 344, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1963 and H.C.R. No. 344, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO SUPPORT PROJECT CUDDLE AND ASSESS THE FEASIBILITY OF ADVERTISING ITS HOTLINE," was deferred until Thursday, May 3, 2007.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1964) recommending that H.C.R. No. 141 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1964 and H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO NEGOTIATE LOWER DRUG PRICES ON BEHALF OF MEDICARE BENEFICIARIES," was deferred until Thursday, May 3, 2007.

Senators Chun Oakland and Inouye, for the Committee on Human Services and Public Housing and the Committee on Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1965) recommending that H.C.R. No. 217 adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1965 and H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO INCREASE, FOR SOCIAL SECURITY BENEFICIARIES, THE LEVELS OF PROVISIONAL INCOME, WHICH INCLUDE SOCIAL SECURITY BENEFITS, BY AN AMOUNT EQUAL TO THE FEDERAL COST OF LIVING ALLOWANCE GRANTED TO FEDERAL EMPLOYEES IN HAWAII," was deferred until Thursday, May 3, 2007.

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Stand. Com. Rep. No. 1966) recommending that S.R. No. 10, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1966 and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON HUMAN SERVICES AND PUBLIC HOUSING TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SCR 52 TASK FORCE COMMITTEES," was deferred until Thursday, May 3, 2007.

CONFERENCE COMMITTEE REPORTS

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 143 (H.B. No. 1292, H.D. 1, S.D. 2, C.D. 1):

Senator Hee offered the following amendment (Floor Amendment No. 21) to H.B. No. 1292, H.D. 1, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 1292, H.D. 1, S.D. 2, C.D. 1, is amended by amending section 8 to read as follows:

"SECTION 8. Section 88-73, Hawaii Revised Statutes, is amended to read as follows:

"§88-73 Service retirement. (a) Any member who has at least five years of credited service and who has attained age fifty-five or any member who has at least twenty-five years of credited service or any member who has at least ten years of credited service, which includes service as a judge before July 1, 1999, an elective officer, or a legislative officer, shall become eligible to receive a retirement allowance after the member has terminated service.

(b) Any member who first earned credited service as a judge after June 30, 1999, and who has at least five years of credited service and has attained age fifty-five or has at least twenty-five years of credited service shall become eligible to receive a retirement allowance after the member has terminated service.

(c) A member may retire upon the written application specifying the date of retirement, which shall not be less than thirty days nor more than one hundred fifty days subsequent to the date of filing. Retirement shall be effective on the first day of a month, except for the month of December when retirement on the first or last day of the month shall be allowed.

(d) Any member of the legislature who attains age sixty-five may retire and receive a service retirement allowance although the member continues to fill the elective position.

~~(e) For the purpose of computing or determining benefits for an elective officer or judge, or any beneficiary of either, the date upon which the elective officer or judge makes an election to retire, as provided by section 88-61(e), after attaining an allowance of seventy-five per cent of the member's average final compensation, shall be used as the date the member is eligible to receive a service retirement benefit. The elective officer or judge may continue in active service, but shall not receive a retirement allowance until termination of active service. Upon leaving active service, the elective officer or judge shall receive the retirement allowance provided for in section 88-74, together with the post-retirement allowances provided for in section 88-90, effective on the first day of a month except the month of December when retirement benefits shall be effective on the first or last day of the month. Post-retirement allowances shall be computed from the date of the election as though the elective officer or judge had left active service on that day.~~

~~(f) (e) In the case of a class A or B member who also has prior credited service under part VII or part VIII, total credited service as a class A, class B, class C, and class H member shall be used to determine the eligibility for retirement allowance."~~

Senator Hee moved that Floor Amendment No. 21 be adopted, seconded by Senator Baker.

Senator Hee rose in support of the floor amendment and said:

"Madam President and colleagues, the amendment deletes a section of the bill that we discussed in Conference and unfortunately it may have been ill-advised when discussing this with the caucus, and it's inconsistent with the bill itself so I wish to have the amendment considered in its place."

The motion to adopt Floor Amendment No. 21 was put by the Chair and carried.

Senator Hee moved that Conf. Com. Rep. No. 143 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 1292, H.D. 1, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 152 (H.B. No. 1757, H.D. 1, S.D. 3, C.D. 1):

Senator English offered the following amendment (Floor Amendment No. 22) to H.B. No. 1757, H.D. 1, S.D. 3, C.D. 1:

SECTION 1. House Bill No. 1757, H.D. 1, S.D. 3, C.D. 1, is amended by amending section 2 to read as follows:

"SECTION 2. Chapter 237, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§237- Exemption of sale of alcohol fuels. (a) There shall be exempted from and excluded from the measure of the taxes imposed by this chapter all of the gross income or gross proceeds arising from the sale of alcohol fuels, as defined in subsection (b), for consumption or use by the purchaser and not for resale.

(b) For the purposes of this section, "alcohol fuels" means neat biomass-derived alcohol liquid fuel or a petroleum-derived fuel and alcohol liquid fuel mixture consisting of at least ten volume per cent denatured biomass-derived alcohol commercially usable as a fuel to power aircraft, seacraft, spacecraft, motor vehicles, or other motorized vehicles.

(c) A producer, wholesaler, or retailer of alcohol fuels shall pass any savings realized from this exemption on to the end consumer. Any producer or wholesaler who violates this subsection shall be subject to a fine of \$100,000. Notwithstanding any law to the contrary, a violation of this subsection shall be deemed an unfair or deceptive act or practice in violation of and enforceable under chapter 480.

(d) The director of taxation shall adopt rules pursuant to chapter 91 necessary to administer this section."

Senator English moved that Floor Amendment No. 22 be adopted, seconded by Senator Hee.

Senator English rose to support the floor amendment as follows:

"Members, this removes a sentence in subsection (c) of Section 2, which is the exemption of the sale of alcohol fuels, to remove an ambiguity that the sentence put in place here. So we're taking that out to make it clear."

The motion to adopt Floor Amendment No. 22 was put by the Chair and carried.

Senator English moved that Conf. Com. Rep. No. 152 be received and placed on file, seconded by Senator Hee and carried.

By unanimous consent, H.B. No. 1757, H.D. 1, S.D. 3, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 176 (S.B. No. 1931, S.D. 2, H.D. 3, C.D. 1):

Senator Sakamoto offered the following amendment (Floor Amendment No. 23) to S.B. No. 1931, S.D. 2, H.D. 3, C.D. 1:

SECTION 1. Senate Bill No. 1931, S.D. 2, H.D. 3, C.D. 1 is amended by amending sections 1 and 2 to read as follows:

"SECTION 1. (a) There is established an educational workforce working group within the department of labor and industrial relations for administrative purposes only. The chairperson of the workforce development council or the chairperson's designee shall convene the first meeting of the educational workforce working group no later than August 1, 2007, at which time the members shall select a chair, to examine and address the following issues:

- (1) How well the workforce needs of Hawaii are currently being met;
- (2) How prepared the State is to meet the workforce needs of the future;
- (3) What recommendations can be made to improve Hawaii's educational system to fulfill the workforce needs of the future;
- (4) What is the current relationship between the public schools and emerging industries;
- (5) What percentage of high school students participate in any form of vocational or professional training outside of the school setting;
- (6) What aspects of high school curriculum, standards, and assessment strategies have a direct relationship to the State's future workforce needs;
- (7) What are the challenges or impediments to creating a more direct relationship between schools and economy-driving industries of the State;
- (8) How might autonomous schools-within-schools, magnet schools, specialized schools, and charter schools be better used to create more direct links between high schools and economy-driving industries of the State; and
- (9) How might the size of public schools, the distribution of discretionary funding, the decentralized authority of school community councils or charter school local school boards, and other organizational reforms be better used to satisfy the workforce development needs of the information and technology age.

(b) The educational workforce working group shall submit a report on its findings and recommendations regarding the issues set forth in subsection (a), including any recommendations and proposed legislation, to the legislature no later than twenty days prior to the convening of the regular session of 2008.

(c) The membership of the educational workforce working group shall be as follows:

- (1) Two representatives appointed by the president of the senate;
- (2) Two representatives appointed by the speaker of the house of representatives;
- (3) The director of business, economic development, and tourism or the director's designee;
- (4) The superintendent of education or the superintendent's designee;
- (5) Two representatives from the University of Hawaii system; provided that at least one shall be the chancellor of a community college;
- (6) Two high school principals appointed by the superintendent of education from the high school principals leadership group;
- (7) The executive director of the Hawaii P-20 council or the executive director's designee;
- (8) The chairperson of the workforce development council or the chairperson's designee;
- (9) The president and chief executive officer of Enterprise Honolulu or the president and chief executive officer's designee;
- (10) The president of the Hawaii Science and Technology Council or the president's designee;
- (11) The president and chief executive officer of the Hawaii Community Foundation or the president and chief executive officer's designee; and

(12) The executive director of the Honolulu Community Action Program or the executive director's designee.

SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of \$25,000 or so much thereof as may be necessary for fiscal year 2007-2008 for the educational workforce working group.

The sum appropriated shall be expended by the department of labor and industrial relations for the purposes of this part."

Senator Sakamoto moved that Floor Amendment No. 23 be adopted, seconded by Senator Baker.

Senator Sakamoto rose in support of the amendment and said:

"Madam President, in discussion with the Ann Yamamoto of the Workforce Development Council, the task force would more closely tie to the Workforce Development Council which is part of the Department of Labor and Industrial Relations versus DBEDT, so we're changing the expending agency to make that connection."

The motion to adopt Floor Amendment No. 23 was put by the Chair and carried.

Senator Sakamoto moved that Conf. Com. Rep. No. 176 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, S.B. No. 1931, S.D. 2, H.D. 3, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 182 (H.B. No. 310, H.D. 2, S.D. 2, C.D. 1):

Senator Fukunaga offered the following amendment (Floor Amendment No. 24) to H.B. No. 310, H.D. 2, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 310, H.D. 2, S.D. 2, C.D. 1 (RELATING TO TECHNOLOGY), is amended by adding a new section 3 to read:

"SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$50,000 or so much thereof as may be necessary for fiscal year 2007-2008 for the purpose of supporting the work of the Hawaii broadband task force established in section 2.

The sum appropriated shall be expended by the office of the auditor for the purposes of this Act."

Senator Fukunaga moved that Floor Amendment No. 24 be adopted, seconded by Senator Baker.

Senator Fukunaga rose in support of the amendment as follows:

"Madam President, the conference draft inadvertently did not include the funding that has been provided for this task force."

The motion to adopt Floor Amendment No. 24 was put by the Chair and carried.

Senator Fukunaga moved that Conf. Com. Rep. No. 182 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 310, H.D. 2, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 186 (H.B. No. 1270, H.D. 2, S.D. 2, C.D. 1):

Senator Kokubun offered the following amendment (Floor Amendment No. 25) to H.B. No. 1270, H.D. 2, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 1270, H.D. 2, S.D. 2, C.D. 1 is amended as follows:

1. By adding a new section 5 to read:

"SECTION 5. There is appropriated out of the statewide geospatial information and data integration special fund created in section 2 of this part the sum of \$500,000 or so much or so much thereof as may be necessary for fiscal year 2007-2008 and the same sum or so much thereof as may be necessary for fiscal year 2008-2009 for the purposes of the statewide geospatial information and data integration special fund.

The sums appropriated shall be expended by the office of planning of the department of business, economic development, and tourism for the purposes of the statewide geospatial information and data integration special fund."

2. By renumbering section 5 as section 6, section 6 as section 7, section 7 as section 8, and section 8 as section 9.

Senator Kokubun moved that Floor Amendment No. 25 be adopted, seconded by Senator Baker.

Senator Kokubun rose in support of the floor amendment and said:

"Madam President, this bill allows a spending ceiling to be created for the special fund so that the GIS can be implemented."

The motion to adopt Floor Amendment No. 25 was put by the Chair and carried.

Senator Kokubun moved that Conf. Com. Rep. No. 186 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 197 (S.B. No. 1792, S.D. 3, H.D. 3, C.D. 1):

Senator Ige then offered the following amendment (Floor Amendment No. 26) to S.B. No. 1792, S.D. 3, H.D. 3, C.D. 1:

SECTION 1. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1, is amended by amending section 2 as follows:

1. Page 5, lines 9 and 17: By deleting the word "regions" and inserting "regional systems".

2. Page 5, line 17: By deleting the word "region" and inserting "regional system".

3. Page 6, line 1: By adding "by the corporation" following the word "added" and adding the word "system" following the word "regional".

4. Page 6, line 5: By deleting the word "region" and inserting "regional system".

5. Page 7: By deleting lines 6 through 11 and inserting: "Four members shall be appointed by the governor within thirty

days from a list of eight individuals nominated by the regional public health facility management advisory committee within fifteen days of the effective date of this Act. These individuals may be medical and health care ...”

6. Page 7, line 22; page 8, lines 3, 11 and 15; and page 9, line 9: By deleting “region” and inserting “regional system”.

7. Page 10, line 20: By deleting the word “The” and inserting “Each”.

8. Page 11, line 2: By deleting the word “region” and inserting “regional system”.

9. Page 11, lines 14 and 15: By deleting the word “The” and inserting “Each”; deleting the phrase “the regional chief executive officer’s” and inserting “their”; and changing “designee” to “designees”.

10. Page 11, line 19: By deleting the word “region” and inserting “regional system”.

SECTION 2. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 10 at page 26, line 22; and page 27, lines 1 and 2, as follows: By deleting the word “region” and inserting “regional system”.

SECTION 3. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 17 at page 42, line 18, as follows: By deleting the word “region” and inserting “regional system”.

SECTION 4. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 18 at page 43, line 15, as follows: By deleting the word “regions” and inserting “regional systems”.

SECTION 5. Senate Bill No. 1792, S.D.3, H.D. 3, C.D. 1 is amended by amending section 19 as follows: “By amending section 323F-3(a) and (b), Hawaii Revised Statutes, to read as follows:

“(a) The corporation shall be governed by a ~~[thirteen-member]~~ fifteen-member board of directors ~~[which]~~ that shall carry out the duties and responsibilities of the corporation.

(b) ~~[Ten]~~ Twelve members of the corporation board shall be appointed ~~[by the governor]~~ as follows:

- (1) ~~[One member from region I who resides]~~ Two members from regional system I who reside in the city and county of Honolulu~~;~~ shall be appointed by the governor from a list consisting of four individuals, two individuals submitted by the speaker of the house of representatives and two individuals submitted by the president of the senate within fifteen days of the effective date of this Act; provided that this list shall not include physicians;
- (2) ~~[One member from region II who resides]~~ Two members from regional system II who reside in the county of Kauai~~;~~ shall be appointed by the governor from a list consisting of four individuals, two individuals submitted by the speaker of the house of representatives and two individuals submitted by the president of the senate within fifteen days of the effective date of this Act; provided that this list shall not include physicians;
- (3) ~~[One member from region III who resides]~~ Two members from regional system III who reside in the county of Maui~~;~~ shall be appointed by the governor from a list consisting of four individuals, two individuals submitted by the speaker of the house of representatives and two individuals submitted by the

president of the senate within fifteen days of the effective date of this Act; provided that this list shall not include physicians;

- (4) ~~[One member from region IV who resides]~~ Two members from regional system IV who reside in the eastern section of the county of Hawaii~~;~~ shall be appointed by the governor from a list consisting of four individuals, two individuals submitted by the speaker of the house of representatives and two individuals submitted by the president of the senate within fifteen days of the effective date of this Act; provided that this list shall not include physicians;
- (5) ~~[One member from region V who resides]~~ Two members from regional system V who reside in the western section of the county of Hawaii~~;~~ shall be appointed by the governor from a list consisting of four individuals, two individuals submitted by the speaker of the house of representatives and two individuals submitted by the president of the senate within fifteen days of the effective date of this Act; provided that this list shall not include physicians;
- (6) ~~[One member from region II who resides in the county of Kauai or from region III who resides in the district of Hana or on the island of Lanai; provided that in no event shall the member be appointed from the same region for two consecutive terms; and]~~ Two additional members who reside in the State shall be appointed by the governor.

~~[(7) Four at-large members who reside in the State.~~

~~The eleventh member shall be the chairperson of the executive public health facility management advisory committee, who shall serve as an ex officio, voting member.~~

~~The twelfth member,]~~ The thirteenth and fourteenth members, who shall serve as [a] voting [member,] members, shall be ~~[a physieian]~~ physicians with active medical staff privileges at one of the corporation’s public health facilities. The physician ~~[member]~~ members shall each serve a term of two years. The initial physician ~~[member]~~ members shall be from ~~[region]~~ regional system II, and subsequent physician members shall come from ~~[regions]~~ regional systems IV, III, and V respectively. The physician member ~~[position]~~ positions shall continue to rotate in this order. The physician ~~[member]~~ members shall be appointed to the corporation board by a simple majority vote of the members of the executive public health facility management advisory committee two-thirds majority vote of the corporation board from a list of qualified nominees submitted by the public health facility management advisory ~~[committee for the region from which the physician member is to be chosen.]~~ committees or by any regional system board. If for any reason a physician member is unable to serve a full term, the remainder of that term shall be filled by a physician from the same ~~[region.]~~ regional system.

The ~~[thirteenth]~~ fifteenth member shall be the director of health or the director’s designee, who shall serve as an ex officio, voting member.

Appointments to the corporation board, with the exception of the chairperson of the executive public health facility management advisory committee and the regional physician member, shall be made by the governor, subject to confirmation by the senate pursuant to section 26-34. ~~[Prior to the transfer date, the public health facility management advisory committees appointed pursuant to section 323-66 for each county may recommend names to the governor for each position on the corporation board designated for a region which corresponds to its county. After the transfer date, the public health facility management advisory committees appointed pursuant to section 323F-10 for each region may make such recommendations to the governor. The appointed board members shall serve for a term of four years; provided that upon the initial appointment of the first ten members:~~

- (1) ~~Two at large members shall be appointed for a term of two years;~~
 (2) ~~Three at large members shall be appointed for a term of three years; and~~
 (3) ~~Five regional members shall be appointed for a term of four years.]~~

The appointed board members shall serve for a term of four years; provided that the first member appointed from each regional system shall be appointed for a term of two years.

Any vacancy shall be filled in the same manner provided for the original appointments. The corporation board shall elect its own chair from among its members. Appointments to the corporation board shall be as representative as possible of the system's stakeholders as outlined in this subsection."

SECTION 6. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 20 at page 49, lines 14 and 17 by deleting the words "region's" and "region" and inserting "regional system's" and "regional system", respectively.

SECTION 7. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 23 as follows:

1. Page 53, line 3: By deleting the word "region" and inserting "regional system"

2. Page 53, lines 4 and 5: By inserting the word "system" after "regional".

3. Page 53, line 18: By deleting "regions" and inserting "regional systems".

4. Page 54, line 19: By deleting the phrase ", either directly or through" and adding "and" before the word "any".

5. Page 55, lines 7 and 12; page 56, line 9; page 57, line 20; page 58, line 8; and page 60, line 11: By deleting the word "region" and inserting "regional system".

6. Page 56, line 5: By adding the word "and" after "interest;".

7. Page 59, lines 11, 12, and 15: By deleting the word "regions" and inserting "regional systems"; and at line 10, by deleting the word "region's" and inserting "regional system's".

8. Page 58, line 18; page 59, lines 1 and 17; page 60, line 1; page 63, line 9; and page 74, lines 4 and 6: By adding the word "system" after "regional".

9. By amending section 323F-7 (a)(11), Hawaii Revised Statutes, to read as follows:

"(11) Suing and being sued; provided that only the corporation may sue or be sued; and provided further that the corporation and regional system boards shall enjoy the same sovereign immunity available to the State;"

10. Page 62, line 3; page 63, line 11; page 64, line 17; page 65, lines 6 and 22; page 66, lines 9, 11, and 12; page 67, line 14; page 68, line 4; page 70, line 9; page 71, line 12; page 72, line 7; and page 73, lines 13, 15, and 19; and page 74, line 3; page 76, line 19; page 80, lines 12 and 13; page 81, lines 15 and 16: By deleting the word "region" or "regions" and inserting "regional system" or "regional systems", as the case may be.

11. Page 74, line 9: By deleting the word "and" and inserting "and 103D," following "41D;".

SECTION 8. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 30 as follows:

Page 84, line 21; page 86, lines 4, 10, 18, 19, and 21; and page 87, lines 2 and 8: By deleting the word "region" or "regions" and inserting "regional system" or "regional systems", as the case may be.

SECTION 9. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 31 at page 88, line 17, by deleting the word "region" and inserting "regional system".

SECTION 10. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 35 as follows:

1. Page 91, lines 7, 13, 20; page 92, lines 4 and 7; and page 94, line 13: By deleting the word "region" or "regions" and inserting "regional system" or "regional systems", as the case may be.

2. Page 94, line 7: By inserting the phrase "is developed," prior to the word "the".

3. Page 94, line 10: By inserting the phrase ", as of April 1, 2007," prior to the word "and".

4. Page 94, line 14, by inserting the word "system" prior to the word "board".

SECTION 11. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 36 at page 95, line 2, by inserting "and before July 1, 2007," before the word "shall".

SECTION 12. Senate Bill No. 1792, S.D. 3, H.D. 3, C.D. 1 is amended by amending section 41 as follows:

"SECTION 41. This Act shall take effect on July 1, 2007; provided that[:

- (1) ~~Section 19 shall take effect on January 1, 2009;~~
 (2) ~~Section 16 and section 323F-7(c)(30)(B), Hawaii Revised Statutes, shall be repealed on January 1, 2009, and the statutes amended in those sections shall be reinstated in the form they were in before the adoption of this Act; and~~
 (3) The] the amendments made to section 323F-7(c)(15), Hawaii Revised Statutes, in section 23 of this Act shall not take effect if H.B. No. 1764 in any form passed by the legislature, regular session of 2007, becomes an Act.

Senator Ige moved that Floor Amendment No. 26 be adopted, seconded by Senator Baker.

Senator Ige rose in support of the floor amendment and stated:

"Madam President, these proposed amendments align the conference draft more along the lines of what was agreed to in Conference. There are a number of amendments made correcting the membership on the board of directors and which regions they represent, clarifying physician membership, and a series of technical amendments to correct errors in the conference draft."

The motion to adopt Floor Amendment No. 26 was put by the Chair and carried.

Senator Ige moved that Conf. Com. Rep. No. 197 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, S.B. No. 1792, S.D. 3, H.D. 3, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

There being no objections, the Senate took the following actions out of order from the sequence printed on the Order of the Day:

ORDER OF THE DAY

FINAL READING

Conf. Com. Rep. No. 22 (S.B. No. 1803, S.D. 1, H.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 22 be adopted and S.B. No. 1803, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 27) to S.B. No. 1803, S.D. 1, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 1803, SD1, HD1, CD1, is amended by amending section 1 to read as follows:

"SECTION 1. Section 431:2-201.5, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

"(c) All group health issuers shall offer all small group health plans to all small employers whose employees live, work, or reside in the group health issuer's service areas; provided that the commissioner may exempt a group health issuer if the commissioner determines that the group health issuer does not have the capacity to deliver services adequately to enrollees of additional groups given its obligation to existing employer groups[-]; and provided further that the commissioner shall exempt from this subsection group health plans offered to small employers that employ only one employee, if the group health issuer offers the small employer groups at least one small group health plan that meets the requirements of chapter 393, and upon the determination by the commissioner that the group health issuer has the capacity to adequately deliver services to enrollees of the additional groups, subject to its obligations to existing employer groups."

Senator Taniguchi moved that Floor Amendment No. 27 be adopted, seconded by Senator Hee.

Senator Taniguchi rose in support of the floor amendment and said:

"Madam President, we changed a 'may' to a 'shall' and made other technical amendments."

The motion to adopt Floor Amendment No. 27 was put by the Chair and carried.

Senator Taniguchi moved that Conf. Com. Rep. No. 22 be received and placed on file, seconded by Senator Hee and carried.

By unanimous consent, S.B. No. 1803, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 67 (H.B. No. 964, H.D. 1, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 67 be adopted and H.B. No. 964, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Ige then offered the following amendment (Floor Amendment No. 28) to H.B. No. 964, H.D. 1, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 964, House Draft 1, Senate Draft 2, Conference Draft 1, is amended as follows:

1. By amending the definition of "substance abuse on-site screening test" in section 1 to read:

""Substance abuse on-site screening test" means a portable substance abuse test that meets the requirements of the United States Food and Drug Administration for commercial distribution ~~[and is approved by the director for such pre-employment screening;]~~ or is manufactured by a facility that is minimally certified as meeting the ISO 13485 standard established by the international organization for standardization and which may be used by an employer in the workplace."

2. By renumbering the second section 3 as 4, and section 4 as 5.

Senator Ige moved that Floor Amendment No. 28 be adopted, seconded by Senator Hee.

Senator Ige rose in support of the floor amendment and said:

"Madam President, this floor amendment just corrects the conference draft to what was agreed to in Conference. There was a drafting error and some language was deleted inadvertently from the conference draft that was decked."

The motion to adopt Floor Amendment No. 28 was put by the Chair and carried.

Senator Ige moved that Conf. Com. Rep. No. 67 be received and placed on file, seconded by Senator Hee and carried.

By unanimous consent, H.B. No. 964, H.D. 1, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 96 (H.B. No. 928, H.D. 1, S.D. 2, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 96 be adopted and H.B. No. 928, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Chun Oakland then offered the following amendment (Floor Amendment No. 29) to H.B. No. 928, H.D. 1, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 928, H.D. 1, S.D. 2, C.D. 1, is amended by amending section 4 to read as follows:

"SECTION 4. Section 346-53, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

(c) The director, pursuant to chapter 91, shall determine the rate of payment for domiciliary care, including care provided in licensed developmental disabilities domiciliary homes, community care foster family homes, and certified adult foster homes, to be provided to recipients who are eligible [either] for Federal Supplementary Security Income[;] or public assistance [in accordance with state standards], or both. The director shall provide for level of care payment as follows:

- (1) For [those] adult residential care homes classified as facility type I, licensed developmental disabilities domiciliary homes as defined under section 321-15.9, community care foster family homes as defined under section 346-331, and certified adult foster homes as defined under section 321-11.2, the state supplemental payment shall not exceed ~~[\$621.90; and] \$641.90;~~
- (2) For [those] adult residential care homes classified as facility type II, the state supplemental payment shall not exceed ~~[\$729.90;] \$749.90; and~~
- (3) For skilled nursing facilities and intermediate facilities, the state supplemental payment shall not exceed \$20.

If the operator does not provide the quality of care consistent with the needs of the individual to the satisfaction of the department, the department may remove the recipient to another facility.

The department shall handle abusive practices under this section in accordance with chapter 91.

Nothing in this subsection shall allow the director to remove a recipient from an adult residential care home or other similar institution if the recipient does not desire to be removed and the operator is agreeable to the recipient remaining, except where the recipient requires a higher level of care than provided or where the recipient no longer requires any domiciliary care."

Senator Chun Oakland moved that Floor Amendment No. 29 be adopted, seconded by Senator Baker.

Senator Chun Oakland rose in support of the amendment as follows:

"Madam President, the floor amendment was done in response to a clarification from the Social Security Administration regarding allowable language. H.B. No. 928 was only meant to be the vehicle to increase the state supplemental payment. The legislative intent in this bill is clear about how the personal needs allowance is to be spent so that the sentence being deleted is not necessary. Thank you."

The motion to adopt Floor Amendment No. 29 was put by the Chair and carried.

Senator Chun Oakland moved that Conf. Com. Rep. No. 96 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 928, H.D. 1, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 100 (H.B. No. 1004, H.D. 2, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 100 be adopted and H.B. No. 1004, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 30) to H.B. No. 1004, H.D. 2, S.D. 1, C.D. 1:

SECTION 1. House Bill No. 1004, H.D. 2, S.D. 1, C.D. 1, is amended by amending section 6 to read as follows:

"SECTION 6. There is appropriated out of the public utilities commission special fund the sum of \$30,000 for fiscal year 2007-2008 and the sum of \$30,000 for fiscal year 2008-2009 to be deposited into the compliance resolution fund."

SECTION 2. House Bill No. 1004, H.D. 2, S.D. 1, C.D. 1, is amended by amending section 9 to read as follows:

"SECTION 9. There is appropriated out of the general revenues of the State of Hawaii the sum of \$100,000 or so much thereof as may be necessary for fiscal year 2007-2008 for research and support services necessary to protect Hawaii consumers by developing additional deterrents for identity theft, and in particular those related to the compromise of electronic data and information, and social security numbers in public records.

The sum appropriated shall be expended by the office of the auditor for the purposes of this part."

Senator Taniguchi moved that Floor Amendment No. 30 be adopted, seconded by Senator Baker.

Senator Taniguchi rose in support of the floor amendment and said:

"Madam President, the floor amendment would do two things: one, it would correct a misdescription of the special fund; and secondly, it would also appropriate monies out of the general revenues as opposed to the Compliance Resolution Fund."

The motion to adopt Floor Amendment No. 30 was put by the Chair and carried.

Senator Taniguchi moved that Conf. Com. Rep. No. 100 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 1004, H.D. 2, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

Conf. Com. Rep. No. 114 (S.B. No. 148, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 114 be adopted and S.B. No. 148, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker then offered the following amendment (Floor Amendment No. 31) to S.B. No. 148, S.D. 2, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 148, S.D. 2, H.D. 1, C.D. 1 (RELATING TO INCOME TAX CREDIT), is amended by amending section 1 as follows:

"SECTION 1. The legislature finds that Article VII, section 6, of the Constitution of the State of Hawaii requires the legislature to provide a tax refund or tax credit when certain factors are met. The legislature finds that these factors have been met for the second year in a row and that the legislature is constitutionally required to provide a tax credit or tax refund to taxpayers.

The purpose of this Act is to provide for a one-time income tax credit to satisfy constitutionally mandated requirements."

SECTION 2. Senate Bill No. 148, S.D. 2, H.D. 1, C.D. 1 (RELATING TO INCOME TAX CREDIT), is amended by consolidating sections 2, 3, and 4 into section 2 with amendments to read as follows:

"SECTION 2. (a) There shall be allowed for each resident individual taxpayer for the taxable year 2007, a refundable one-time general income tax credit that shall be deducted from income tax liability computed under chapter 235, Hawaii Revised Statutes; provided that no refunds or payments on

account of the tax credits allowed by this section shall be made for amounts less than \$1.

(b) There shall be allowed to a husband and wife who file a joint return a one-time general income tax credit in accordance with the following table:

If the adjusted gross income is:	The credit shall be:
Under \$5,000	\$160
\$5,000 and over but under \$10,000	150
\$10,000 and over but under \$15,000	140
\$15,000 and over but under \$20,000	130
\$20,000 and over but under \$30,000	120
\$30,000 and over but under \$40,000	110
\$40,000 and over but under \$50,000	100
\$50,000 and over but under \$60,000	90
\$60,000 and over	0.

(c) There shall be allowed to every taxpayer filing a head of household tax return a one-time general income tax credit in accordance with the following table:

If the adjusted gross income is:	The credit shall be:
Under \$5,000	\$140
\$5,000 and over but under \$10,000	130
\$10,000 and over but under \$15,000	120
\$15,000 and over but under \$20,000	110
\$20,000 and over but under \$30,000	100
\$30,000 and over but under \$40,000	90
\$40,000 and over but under \$50,000	80
\$50,000 and over but under \$60,000	70
\$60,000 and over	0.

(d) There shall be allowed to every (1) unmarried individual (other than a surviving spouse, or the head of household) and (2) married individual filing a separate tax return a one-time general income tax credit in accordance with the following table:

If the adjusted gross income is:	The credit shall be:
Under \$5,000	\$65
\$5,000 and over but under \$10,000	55
\$10,000 and over but under \$15,000	45
\$15,000 and over but under \$20,000	35
\$20,000 and over but under \$30,000	25
\$30,000 and over	0.

SECTION 3. Senate Bill No. 148,S.D.2,H.D.1,C.D.1 (RELATING TO INCOME TAX CREDIT), is amended by renumbering section 5 as section 3 and amending it as follows:

“SECTION 3. (a) Each taxpayer that claims the one-time general income tax credit shall have been a resident of the state, as defined in section 235-1, Hawaii Revised Statutes, for at least nine months regardless of whether the resident was physically in the state for nine months.

(b) The one-time general income tax credit shall not be available to:

- (1) Any person who has been convicted of a felony and who has been committed to prison and has been physically confined for the full taxable year;
- (2) Any person who would otherwise be eligible to be claimed as a dependent but who has been committed to a youth correctional facility and has resided at the facility for the full taxable year; or
- (3) Any misdemeanor who has been committed to jail and has been physically confined for the full taxable year.

(c) The tax credit claimed by a resident taxpayer pursuant to this Act shall be deductible from the taxpayer’s individual income tax liability for the taxable year 2007. If the tax credit claimed by a resident taxpayer exceeds the amount of income tax payment due from the resident taxpayer, the excess of credits over payments due shall be refunded to the resident taxpayer; provided that a tax credit properly claimed by a resident individual who has no income tax liability shall be paid to the resident individual.

(d) All claims for tax credits under this Act, including any amended claims, shall be filed on or before the end of the twelfth month following the close of the taxable year for which

the credits may be claimed. Failure to comply with this filing requirement shall constitute a waiver of the right to claim the credit.

(e) A husband and wife who do not file a joint tax return, shall only be entitled to claim the one-time general income tax credit to the extent that they would have been entitled to the one-time general income tax credit had they filed a joint tax return.

(f) The tax refund paid to a resident taxpayer pursuant to this Act shall not be included in the resident taxpayer’s gross income.

(g) For the purpose this Act, “adjusted gross income” means adjusted gross income as defined by the Internal Revenue Code.”

SECTION 4. Senate Bill No. 148,S.D.2,H.D.1,C.D.1 (RELATING TO INCOME TAX CREDIT), is amended by adding a new section 4 to read:

“SECTION 4. This Act implements the provisions of article VII, section 6, of the Constitution of the State of Hawaii, enacted by the 1978 constitutional convention, which reads as follows:

“DISPOSITION OF EXCESS REVENUES

Section 6. Whenever the state general fund balance at the close of each of two successive fiscal years exceeds five percent of general fund revenues for each of the two fiscal years, the legislature in the next regular session shall provide for a tax refund or tax credit to the taxpayers of the State, as provided by law.””

SECTION 5. Senate Bill No. 148,S.D.2,H.D.1,C.D.1 (RELATING TO INCOME TAX CREDIT), is amended by renumbering section 6 as section 5.

Senator Baker moved that Floor Amendment No. 31 be adopted, seconded by Senator Tsutsui.

Senator Baker rose in support of the floor amendment and said:

“Madam President, members, this floor amendment clarifies that this is a refundable one-time credit to resident taxpayers only, and it made some other minor technical corrections.”

The motion to adopt Floor Amendment No. 31 was put by the Chair and carried.

Senator Baker moved that Conf. Com. Rep. No. 114 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 148, S.D. 2, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT,” was placed on the calendar for Final Reading on Thursday, May 3, 2007.

FINAL READING

Conf. Com. Rep. No. 93 (H.B. No. 500, H.D. 1, S.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 93 be adopted and H.B. No. 500, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Baker rose in support of the measure and said:

“Madam President, I rise to speak in favor of this measure.

“Madam President, colleagues, H.B. 500, C.D. 1, is the Executive Branch budget bill for the next fiscal biennium. It contains both the operating and capital improvement appropriations for fiscal years 2008 and 2009.

"Before I offer some brief remarks about the bill itself, I would again like to acknowledge some people who were instrumental in the development and crafting of this measure.

"First, I'd like to send a heartfelt mahalo to my talented and extremely hardworking staff at Ways and Means, as well as their counterparts in House Finance.

"Second, I'd like to personally thank all of my colleagues who serve diligently and with great faithfulness on the Ways and Means Committee – particularly my Committee Vice Chair, my colleague from Central Maui, who developed the CIP portion of the budget and provided valuable perspective on other matters before the Committee. I also want to acknowledge and again thank my predecessor, Senator Taniguchi, for his wise counsel during the entire, often grueling, process of re-shaping the Executive Branch's budget, and to all of the Senate subject matter Committee Chairs for sharing their perspectives and priorities with the Ways and Means Committee. I'd also like to thank the two Minority members who served on the Committee who provided important input and support as we moved this measure through the process.

"Third, mahalo to House Finance Chair, Marcus Oshiro, for his good humor and thoughtful, cooperative approach to negotiating the differences between the House and Senate versions of the Executive Budget. He and Vice Chair Lee and their staff were a pleasure to work with.

"Finally, I'd like to thank you, Madam President, and the House Speaker for your patience and support throughout this Legislative Session. It's been greatly and deeply appreciated.

"As previously noted, it is a truism that Hawai'i has many legitimate, yet competing, interests vying for state resources. Your Conference Committee made the hard decisions necessary to craft a budget that reflects our shared goals, principles, and priorities, and invests in our state's greatest resource – its people.

"The Executive Branch budget is the fundamental policy document of the State of Hawai'i. Through this document, your Conference Committee has laid the groundwork for the creation of a sustainable Hawai'i, with strong families and communities, a workforce prepared to compete in the global marketplace, and a healthy economy and environment.

"In crafting the Executive Branch budget, your Conference Committee was guided by four principles and priorities:

- (1) State budgetary policy should help strengthen our families and communities;
- (2) State budgetary policy should help sustain a healthy and diversified economy by, among other things but perhaps most importantly, supporting public education both higher and lower;
- (3) State budgetary policy should help shape a Hawai'i that is a great place to visit because, first and foremost, it is a great place to live; and finally
- (4) State budgetary policy should promote a fiscally prudent, transparent and sustainable state government.

"Madam President, your Conference Committee's conference draft of this budget carries out our shared goals, principles, and priorities. In support of strengthening our families and communities, your Conference Committee allocated approximately 28 percent of the new general fund

appropriations to health and human services, amounting to an additional \$124.2 million in FY08 and an additional \$138.4 million in FY09. And in support of sustaining a healthy and diversified economy through a properly educated workforce, your Committee allocated approximately 35 percent of the new general fund appropriations to lower education, amounting to an additional \$156.5 million in FY08 and an additional \$185.4 million in FY09, as well as an additional 13 percent (amounting to \$55.6 million) in FY08 and an additional 19 percent (amounting to \$99.6 million) in FY09 for higher education, taking care of some important infrastructure as well as programmatic needs.

"In total, with all sources of funding, the conference draft of the Executive budget appropriates \$10,370,709,982 in FY08 and \$10,539,570,447 in FY09 for all funds. For general funds, this budget appropriates \$5,185,780,822 in FY08 and \$5,273,531,614 in FY09. Compared with the budget submitted by the Governor in December 2006, as adjusted by the seven governor's messages throughout this Legislative Session, this budget represents a decrease of \$4,707,738 in FY08 and another decrease of \$12,672,889 in FY09 in general fund appropriations.

"Madam President, your Conference Committee recognized that Hawaii's economy is slowing, and inflation is eating up some of the State's current growth in general fund revenues. This is reflected in the most recent forecast of the Council on Revenues in March when it decided to keep unchanged its December forecast of the general fund tax revenues for fiscal year 2007-2008 through fiscal year 2012-2013. Essentially, the forecast of the Council on Revenues underscores the need for us to adopt a fiscally prudent, sustainable, budget for the State of Hawai'i, as there are no substantial increases in revenue being forecast.

"Finally, Madam President, while in the middle of Conference, your Conference Committee was informed of the potential impacts of the Government Accounting and Standards Board's Statement No. 45, which established standards for measuring and recognizing other post-employment benefits that primarily consist of retiree healthcare services. Because many government agencies cover healthcare costs on a pay-as-you-go basis, a large unfunded liability has developed, on the magnitude of \$11.1 billion dollars (which I would note is over twice as large as the State's annual general fund budget!). Not addressing this liability will in the long run have a negative impact on the State's bond rating. That's why your Conference Committee was cautious in our approach to this budget and we have great concerns about this issue and have requested of the administration that all stakeholders – the Executive Branch, the Mayors of the Counties, State and County Legislators, the Judiciary, and others that have a stake in the health fund – come together to determine the best way to address this liability on a going forward basis next Session. Addressing this matter will certainly impact deliberations on the supplemental budget next year.

"On that fiscally prudent note, Madam President, I respectfully ask my colleagues to vote favorably on this measure. The conference draft of the Executive Budget, I believe, addresses the urgent infrastructure and service needs of our State and provides for the strengthening of our families and communities, thus positioning Hawai'i for success in the global economy and the sustaining of Hawai'i as a great place to not only visit, but a great place to live.

"Mahalo."

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

“Madam President, I rise to speak in favor of H.B. No. 500, the State Budget.

“On behalf of Committee members from the Minority Party and the Minority Party, we, too, would like to add our accolades to the staff and the members of the Ways and Means Committee for their access and the information they provide us, but most importantly the free and open forum in which we discussed the issues. It was healthy. But nevertheless, we do have to disagree in some areas with the outcome of this budget.

“There are two points that I think would illustrate best our concerns with the direction we’re going. We heard at the beginning of the Session words about sustainability and sustaining this and sustaining that. Well, this budget, for lack of a better description, sustains the status quo that has been evident in state spending for well over two generations now – and that is to increase spending in certain areas with no accountability.

“I’d like to highlight two things that are important to us in the Minority Party that seemed to have been overlooked by the Majority Party. One is housing for the poor. The Governor had built a budget – and we all know that the executive branch proposes, and the legislative branch disposes – that would have allowed for \$244 million for housing to be spent in the Hawai‘i Housing Finance Development Corporation and Hawai‘i Public Housing Authority. This budget only allows for approximately \$90 million in spending for housing. So the rhetoric was hot and heavy at the beginning of Session about helping the housing problem, but this budget does not attain the levels the Governor had requested.

“More importantly and the question that’s often asked is, ‘Where does the money go?’ And your Republicans are concerned about that because we see the abyss in the public funding in education. We spend an incredible amount of more money with no accountability. By our calculations, this budget with CIP and operating funds is going to increase spending on education over \$300 million in the next fiscal years that this budget accounts for – \$355 million to be exact.

“What is particularly irksome is that we heard in 2004 that education was going to be reinvented and we would get better results. And the old mantra of ‘give us more money and we’ll do a better job’ has played over and over again in ensuing years. And since 2004, by our calculations, we have added approximately \$1 billion to public education funding. And what are the results? Well, the results are that the Department of Education still comes to us and says, ‘We’re sorry about not doing that great of a job; give us more money and we’ll do a better job.’

“I have to point out, it’s the little things that are particularly irksome to the public. Just in this morning’s paper it says the DOE is to increase its spending for opinion polls. That is part of the façade that the DOE spends taxpayer’s money to put up. The last one we saw was almost laughed off the front page of the *Honolulu Advertiser*, and that was that the teachers work 15½ hours a day. Of course opinion polls are oftentimes commissioned by the DOE to obfuscate the obvious and that is that they’re spending more money and we’re getting less education into the marketplace. Because of these concerns, the Governor had a budget put together that would have held everybody accountable.

“And later on when we talk about tax relief, the public does have to know that they are not getting meaningful tax relief because this budget swallowed up most of the money the Governor recommended for tax relief. She had a budget that was balanced and would have offered about \$346 million in real

tax relief for the poor. And the tax relief we will be getting as a result of this budget is paltry in comparison, and unfortunately, the Majority Party continues to tax the poor the highest. Tax credits just don’t cut it, especially for the poor on the beach who don’t even file tax returns.

“So, with these caveats, I will be voting in favor of the budget. It’s a necessary document. Unfortunately, it’s not all that we had hoped it would be and hopefully we can work in a bipartisan manner not to sustain the status quo, Madam President, but to work cooperatively with the executive branch of government in a bipartisan manner to start creating new formulas on how we collect and spend the taxpayers’ money so that we can get some accountability.

“Thank you, Madam President.”

Senator Trimble rose in opposition of the measure and said:

“Madam President, I rise in opposition to the state budget.

“Colleagues, as I said a year ago, I will repeat again today – It is during the good times that it is required, it is necessary that we save a portion of the good times for the bad times that are sure to follow. And during the last year, we have noticed the unfunded liability of the Employee Retirement System has showed a dramatic increase. It was announced a couple months ago that the unfunded liability for retirees’ health benefits now stands at \$11.1 billion. I am not suggesting that public employees do not deserve pay increases; they certainly do. The larger issue is the size of the government workforce.

“During hard times, it is almost impossible to reduce the size of the government workforce because we would be eliminating a position that is somebody’s cousin, somebody’s auntie, somebody’s child. It is only during the good times when unemployment is low that we should exercise our fiscal responsibility by reducing the size of the public workforce, and in doing that and reducing the cost of government to set aside a portion of the surplus, to be able to take care of the bad times that surely will follow.

“So in going forward, I hope by next year I will not have to stand and give the same speech, and I will be voting ‘no’ on the budget for the reasons I’ve just stated. Thank you.”

Senator Chun Oakland rose in support of the measure and said:

“Madam President, I stand in support of H.B. No. 500, C.D. 1.

“I would like to thank the Chair and Vice Chair of Ways and Means as well as Finance and the members that sit on both Committees, as well as the Legislature, the public who has weighed in significantly on this measure, as well as the executive branch.

“In the area of Department of Human Services, I wanted to highlight a few things. Generally, we have in this measure provided significant public resources to help families that are on temporary assistance to become self-sufficient. We have provided a significant amount of resources to help those that are in need of domestic violence shelters; child protection services; adult protection services; vocational rehabilitation for persons with disabilities; services for our young people; services in terms of early childhood; the personal needs allowance increase that has been significant this Session that will touch a number of people’s lives – thousands, literally; and significant amounts of money for healthcare for our citizens.

"I wanted to highlight, in particular, a priority that has been a top priority for both the Legislature and the executive branch, and the community in general – and that is in the area of housing. In terms of homeless services, I believe in the executive budget there was a request for about \$5 million or \$6.2 million to help with homeless services, whether it's outreach, shelters, etc. In this measure, we have included about \$17,604,423 worth of services in this area. We are very proud of this.

"In the area of public housing repair and maintenance, the request I believe from the executive branch was about \$40 million for repair and maintenance and another about \$10 million, I believe, for elevators. We fell a little bit short, but nevertheless comparably at \$34,585,000.

"In the area of rental housing, where we will be helping with the help of the private sector in building affordable rentals, we have put in this budget approximately \$15 million, and with another measure that we will be voting on later in the morning, S.B. No. 1917, we anticipate about an additional \$14 million for a total of \$29 million in rental housing moneys. That is actually something that the executive branch is very happy about and was supportive of. In addition, we will be including another \$25 million for Kukui Gardens which is a residential area that supports many of our low-income residents.

"So, in terms of the total dollar amount for housing and homeless type expenses, we have allocated in this budget \$111,181,771 just in the first year. And so, I do want to thank everyone for their support. I think it was a very collaborative effort and we look forward to being able to see the fruits of this as well other measures that we pass for the people of Hawai'i.

"Thank you, Madam President."

Senator Slom rose in opposition of the measure and said:

"Madam President, I rise in opposition to the budget.

"It's a lot harder to oppose a budget, any budget, because the budget always is a mixture of good things and bad things. The problem is that we started the year with a sizeable surplus – one of the biggest surpluses we've ever had in our history. And we were under a mandate to return that money, or at least a sizeable and meaningful portion, to our citizens – and we didn't do that.

"We tell our citizens that their obligation is basically to support their government which in turn will then decide how to support other people and other activities. We urge restraint on the very taxpayers that created the surplus and that have to come up with the money to support our budgets, yet we in here do not use restraint.

"We can talk about this being a conservative budget, but in fact it is not. In terms of overall expenditures, we're talking about \$20 billion. Some of my colleagues have a difficult time in looking at line items because they stumble over the differences between millions and billions. And one of the reasons they do that is because this budget does not represent our money it represents the people's money and the people's revenues. And we continue to wonder why we have more homeless that we then say we have to take care of by increasing taxes and spending and revenues and fees.

"People ask us all the time what it is that we can do, or what it is that we are doing, and it all starts with the budget. If we can't have a fiscally responsible restrained budget to reflect the difficulties that our citizens are going through, then nothing else matters financially.

"The last speaker talked about a number of items which are important and which are necessary in terms of affordable housing and helping individuals. She added bills that were separate from this budget – separate and in addition to the \$20 billion in this budget. And in fact, if we added up all of the expenditures, the budgeted expenditures and the individual appropriation expenditures, we would find that we have had a tremendous increase, particularly if we looked at five years ago, 10 years ago, or 20 years ago. And other than unionized workers, I would submit that most of us have not seen compensation increases during that period of time in order to pay for these things.

"So yes, it is the responsibility of government to do a number of different things, but it's a responsibility to do them in a way that matches the income growth and revenue opportunities of the citizens who support the government.

"And in terms of prioritization, many of us have different ideas as to what the priorities should be. But I fear that we are getting farther and farther away from what the people actually tell us they want and what they need, and we're carving out niches for specific classes of people who we shower with subsidies, grants, and large operating balances.

"Several people have already talked about the unfunded liabilities for this state and for the people. These are liabilities not for Senators, not for the House of Representatives – they are liabilities for the taxpayers and for the keiki that we say that we're so concerned about.

"So reluctantly, Madam President, I will again cast a 'no' vote on this budget knowing that there are some good things within the document but knowing that we still have not as a Legislative Body decided that it is not our money that we are expending, it is not our choices and opportunities that we are voting on – it's others'. And until we come to grips with this, we're going to continue to have difficult times financially.

"We're talking about good times right now, but they're not good times for everyone; they're not good times for a lot of families; they're not good times for a lot of small businesses; they're not a good time for retirees. They are times of struggle because they are on fixed incomes or fixed budgets and everything that we do in here that has an impact on increasing cost will increase their cost and increase their liability and vulnerability as well.

"Thank you, Madam President."

Senator Sakamoto rose in support of the measure and said:

"Madam President, I rise in support of the budget.

"I'm happy that the Ways and Means Chair has chosen to highlight education in at least explaining their many dollars in higher education and lower education. And in response to some of the previous speaker's comments, I believe that when we talk to the man and woman taxpayer on the street or man and woman or boy and girl on the street, they say, 'Fix our schools'; they say, 'Help our teachers teach'; they say, 'Help education.' So I believe comments are justified in how we are spending our dollars.

"In part, this budget includes funding business managers for our complex areas so the schools can account for their money better and allow the principals and teachers to spend more time on education. This budget includes \$100 million for school R&M including electrical upgrades. We have a backlog that, at least as of last year, was \$341 million and this budget and the work should help lower that again. We still have work to do.

For the University of Hawai'i System as well, R&M dollars. This budget expands the capability for higher education, including West Oahu.

"I believe many of these items, as well as many other items in bills and in the budget, we are spending the money to help our citizens, to help our people become better educated and do what they need to do to live a better life.

"So, I appreciate all of that and if we could include this in the Journal, I'd appreciate it."

The Chair having so ordered, Senator Sakamoto's Education Cube is identified as ATTACHMENT "A" to the Journal of this day.

Senator Espero rose in support of the measure and said:

"Madam President, just to expand on the comments of our former speaker, I'd like to thank the Ways and Means Committee for funding the growth and development in West Oahu. As we know, the effort for the city and county and the state is to direct growth and development, and with that comes the infrastructure needs in order to take care of our future.

"UH West Oahu has an appropriation for \$135 million in this budget. This is a project that has been a dream of many in West Oahu for decades. It is becoming a reality with this budget, and I thank colleagues in the House and in the Senate for taking care of this district.

"UH West Oahu will take care of three areas. It will provide economic opportunities, jobs for the region. It will help the traffic situation, which we know at times is unbearable in West Oahu. But most importantly, it will provide the missing link in West Oahu – the four-year institution which this region so desperately wants and desires, and we know that data and statistics show that the closer one lives to a university, the more likely those individuals are to attend that university.

"So, for the youth of the North Shore, Mililani, Waianae Coast, Kapolei, Makakilo, Ewa Beach, Waipahu, Pearl City, and all the others that will be attending this, we thank you on behalf of the community.

"Aloha."

Senator Hooser rose in support of the measure and said:

"Madam President, I rise in support of H.B. No. 500, S.D. 1. I'll keep my remarks brief.

"I'd like to add my compliments again to the Chair and the Vice Chair and the Committee on Ways and Means and their staff for the fine work that they've done. After looking at the budget closely, reading the committee report, and speaking to many people, I just have to applaud them. It's a very challenging job sorting out priorities because there are so many. And again, I think they've done a fine job balancing those priorities and deflecting, if you would, the myths, in my opinion, of this huge surplus.

"I think if anyone takes an honest look at the condition of our state, the condition of our budget, and looks at the infrastructure, the deferred maintenance, the years of cutbacks and neglect that have gone on because of the very tight budget times, they would agree and admit that these funds are needed to catch up on much of this in our public education system, our public schools. I'm really pleased to see that the money will be going to catch up on this – to invest in electricity upgrades,

allowing our schools to have much-needed air conditioning, the technology improvements that are needed.

"There are needs in the university, needs on our highways, our hospitals, our natural resources, affordable housing, but I'm most pleased to support the increase in education – the increase in rewarding teachers to go into disadvantaged areas and in the many, many other areas that have increased in public education spending. I, for one, prefer to call this a forward-thinking, progressive budget because we're looking forward – we're looking at investing in our future, whether it's West Oahu or investing in our schools.

"And where the Minority Leader and others might wish to cut education, or squeeze our public schools, or reduce the spending on education, I, for one, am not satisfied. I'm not satisfied with the status quo, not satisfied with cutting back, but feel strongly that we must invest in our schools and give them the support that they deserve.

"For that reason and many others, I'll be voting in support of this. Thank you."

Senator Hemmings rose in rebuttal and said:

"Madam President, I rise in rebuttal.

"The Minority is not advocating cutting spending in public education. What we are advocating is holding the system accountable. How can you justify a \$1 billion increase in overall spending in education since the Majority Party reinvented education and promised better results in 2004, and the results overwhelmingly remain static with no improved education results.

"We support the teachers, but we don't support the bloated bureaucracy that is consuming a large portion of the state budget in the DOE. We don't support the status quo. We don't support studies that misrepresent the facts regarding the state budget in relationship to public education. Forty percent of A-funds go into public education; 20 percent of all funds go into public education, and what results do we have year in and year out? With a promise to look to the future and all the rhetoric about the keiki, and let's take care of the kids, and let's improve education, what we get, year in and year out are excuses and failure. That's not my opinion. It's the opinion of every tested score system that is rendered in our public education system.

"Republicans support funding education adequately, and it is. \$2.7 billion for 179,000 kids? You've heard the numbers. I repeat them every year because we get the same results – let's give them more money, let's give them more money – we'll get better results. We do give them more money, and we don't get better results. We cannot deny those facts. Those are the numbers. They're in the budget – \$1 billion since we heard that campaign rhetoric of 2004 – reinventing education. We were supposed to give the superintendent the money and the authority to do things and we'd hold her accountable. Well, it's four years later, \$1 billion later, where are the results?

"Can anybody in the Majority Party answer? Show us the improvements. Show us the test scores. Show us how our keiki are getting educated. They're not. And all we get is requests for more money, more money. Republicans and the Minority want to spend money wisely, but we don't want to spend it on a bloated bureaucracy that is not producing results.

"I feel sorry for the teachers in the classrooms because they know what we know – that the majority of money is going into the bureaucracy and it's never seeing the light of day when it comes to the classroom. Teachers are actually having to reach

into their pockets to pay for some basic supplies. The money is there. The system is failing the teachers, the students, and the taxpayers of this state and the numbers speak louder than my words.

“Thank you, Madam President.”

Senator Sakamoto rose in rebuttal as follows:

“Madam President, in brief rebuttal.

“I’m not here to go on and on with lists. And yes, we’ve heard these comments before. One of the frustrations of our education system here in Hawai‘i and in Utah, and Connecticut, and Vermont is what some people have agreed to as ‘No Child Left Behind’ but has burdened our school system. We’ve passed resolutions on this Floor with lists of suggestions on how to improve that, and I’m not going to reiterate all of those.

“The sad condition of some of our classrooms or schools, it doesn’t take a brain surgeon or a scientist to figure out that if we can fix our classrooms that continue to deteriorate, that isn’t necessarily going to help educate a teacher or a child, but we need to have our schools safe and in proper order. There’re many things that need improvement and I believe we’re moving in the right direction. Suffice it as that, at this point.”

Senator Hooser rose in rebuttal and stated:

“Madam President, brief remarks in rebuttal.

“I take exception again with the Minority Leader constantly denigrating and putting down our public education system. The people that I know that go to public school, their families are proud graduates of public school. I myself graduated from Radford High School. In general, people are proud of their schools, and I don’t think it does the public school system any service whatsoever for members to stand up here and rip and shred and use false information also and talk about how bad the schools are.

“We can improve our schools, there’s no question about that. I think if you look at the test scores and you look at academic achievement, you’ll find the Hawai‘i State assessment that third grade has been improving, and that’s an important benchmark. Most of those categories have been improving. If you look at the Stanford Achievement Test, you’ll see that our students score – again, I’m looking at the third grade in particular – above the national average. And in most categories, they’re at the national average or above.

“Our schools, in many cases, do a fine job and they have tremendous challenges. We all know that half the students in our schools have special needs – either English as a second language, or Title I students, or have other learning disabilities. And again, we are making progress.

“The average budget increases are somewhere around 2 to 4 percent and if you look over the long term you’ll see that it just goes with inflation, very little above that. And for the Senate Minority Leader to say that he does not support cutting education, I find disingenuous when he stands up and says that he does not support increasing. In my mind, that is the same. We’re here prepared to increase spending and the Minority Leader is opposing that.

“Again, I urge my colleagues and the entire State of Hawai‘i to put our faith and confidence and energy and our money behind our public education system. Thank you, Madam President.”

Senator Slom rose in rebuttal and said:

“Madam President, I rise in brief rebuttal.

“I didn’t know we were going to get into a discussion on public education, but if we are, let’s make sure again, because apparently the Majority Leader doesn’t understand. Maybe we’ll have to read it to him. We are not opposed and have never been opposed to public education. What we’re opposed to is the wasteful use of the taxpayer’s money and not holding people accountable, not being able to see responsibility.

“When we talk about the ‘No Child Left Behind’ program, for example, let’s remember that the DOE left money on the table, money that was there for ‘No Child Left Behind’ – \$15 million at one swack, more than \$30 million overall that was left there.

“Let’s also talk about the problems that the public education system have had. They didn’t just occur within the last couple of years with ‘No Child Left Behind,’ which by the way was a bipartisan, Democrat/Republican proposal that passed the U.S. Congress, and Hawai‘i was one of states that sought to get out of that and exempt itself saying, in effect, ‘Our kids can’t handle it; our teachers can’t handle it; our schools can’t handle it.’ Republicans do not believe that. We’ve never believed that. That’s why we support the educational system; that’s why we support teachers.

“For somebody to stand up and say the information is false, that the statistics are false, is amazing to me. When we look at these statistics, and they haven’t changed over 30 years, the number of attending kids in public education at 179,000 is actually down from what it was 20 years ago, yet the money that we pump in for non-classroom use, for other kinds of activities has continued to increase tremendously.

“So, if you want to have a debate on the budget, and you want to have a debate on what we’ve gotten for our money’s worth, then you look at the actual amounts and the figures. You can talk about them being false. They are absolutely the same figures that come out from the U.S. Department of Education and the State Department of Education. We have done everything to placate the educational unions and not to take care of the classroom teachers or the real needs of the children here.

“So I find it really ironic that when we’re talking about failures, or we’re talking about criticism, the real criticism is the so-called reinvention of education here. After Act 51 was passed and we had all the bravado about all the things that the Legislature and the DOE were going to do together, we’ve seen year after year the DOE come back to the Legislature and try to get out of the very responsibilities that they wanted to take head on with Act 51.

“So if we want to talk about false things, let’s keep the record straight, and let’s talk honestly and don’t use the term that the Republicans don’t want to support public education. We do, but we want people to get their money’s worth and we want kids to be educated, not to be indoctrinated. We want to see that money is useful for producing better citizens with our community. We’re not seeing that and I would ask the Majority, if we’re not spending enough money and they want to spend more money which is not their money – it’s the taxpayers’ money – how much more money should we spend? \$3 billion, \$5 billion, \$10 billion? Should there be any limit whatsoever without any responsibility.

“Thank you, Madam President.”

Senator Chun Oakland rose in rebuttal and said:

“Madam President, I stand also in brief rebuttal to the previous speaker and would like the words of the Majority Leader inserted as my own.

“As a parent of public school children, I have seen great strides in terms of our educators, the children, and the parents working extremely hard, and I have seen very good results. In one of my children’s school alone, they have increased their reading scores significantly, despite the majority of children coming from low-income families with a lot of challenges.

“So, for the educators and the children and the parents that are continuing to work extremely hard to make sure our public school is excellent, I support this budget, and I support the efforts of the Legislature and the community.

“Thank you.”

Senator Tsutsui rose in support of the measure as follows:

“Madam President, I rise in support of this measure.

“Madam President, many things have been said this morning about the many good things in this bill. I think if you read the committee report as well as the entire bill, you’ll see thousands of good things about H.B. No. 500.

“The comments have shifted away from the many good items in the bill and have focused on the Majority Party and their spending, spending, spending. I’d like to note for the record, however, that H.B. No. 500 in its House draft form, in the Senate draft form, as well as the conference draft has always remained below the executive’s request, both on the operating as well as the CIP side.

“So, for those reasons, I urge my colleagues to support the measure.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 93 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

FINAL READING

Conf. Com. Rep. No. 12 (S.B. No. 1008, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 12 was adopted and S.B. No. 1008, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANNUITIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 14 (S.B. No. 1675, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Hee and carried, Conf. Com. Rep. No. 14 was adopted and S.B. No. 1675, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 15 (S.B. No. 1425, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 15 was adopted and S.B. No. 1425, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 16 (S.B. No. 870, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Espero and carried, Conf. Com. Rep. No. 16 was adopted and S.B. No. 870, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DESIGNATION OF A HAWAII ARCHAEOLOGICAL DATA SURVEY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 18 (S.B. No. 866, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Kim and carried, Conf. Com. Rep. No. 18 was adopted and S.B. No. 866, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TOURISM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 19 (S.B. No. 1750, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 19 was adopted and S.B. No. 1750, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 20 (S.B. No. 58, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Conf. Com. Rep. No. 20 was adopted and S.B. No. 58, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 23 (S.B. No. 188, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 23 was adopted and S.B. No. 188, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 24 (S.B. No. 1315, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 24 was adopted and S.B. No. 1315, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 25 (S.B. No. 46, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 25 was adopted and S.B. No. 46, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 26 (S.B. No. 987, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 26 was adopted and S.B. No. 987, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 27 (S.B. No. 1943, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator English and carried, Conf. Com. Rep. No. 27 was adopted and S.B. No. 1943, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 28 (S.B. No. 56, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 28 was adopted and S.B. No. 56, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURY SERVICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 32 (S.B. No. 1400, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 32 was adopted and S.B. No. 1400, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 33 (S.B. No. 1161, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, Conf. Com. Rep. No. 33 was adopted and S.B. No. 1161, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34 (S.B. No. 228, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 34 was adopted and S.B. No. 228, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 36 (S.B. No. 162, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Baker and carried, Conf. Com. Rep. No. 36 was adopted and S.B. No. 162, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 39 (S.B. No. 1182, S.D. 2, H.D. 1, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 39 be adopted and S.B. No. 1182, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Fukunaga.

Senator Baker rose and said:

"Madam President, may I request that remarks be inserted in the Journal for Conf. Com. Rep. No. 39."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise to speak in favor of this measure

"Its purpose is to provide financial relief for residents of certain residential care homes by increasing the monthly needs allowance of care home residents.

"The monthly needs allowance for residents of long-term care and community care home facilities in Hawai'i has not been increased since 1988, when it was set at \$30. The amount is far too low for these residents to procure the daily necessities essential to enjoy a minimally acceptable quality of life. This bill raises the monthly needs allowance from \$30 to \$50. The measure also requires that for individuals who are incapacitated, the operator of the residence or facility where the person resides to spend the needs allowance on behalf of the person and provide a written accounting of the spending.

"Madam President, this measure is long overdue and I urge all of my colleagues to join me in voting in favor of this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 39 was adopted and S.B. No. 1182, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEEDS ALLOWANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 40 (S.B. No. 1222, S.D. 3, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 40 was adopted and S.B. No. 1222, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 42 (S.B. No. 1929, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 42 was adopted and S.B. No. 1929, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 44 (S.B. No. 17, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Hee and carried, Conf. Com. Rep. No. 44 was adopted and S.B. No. 17, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 45 (S.B. No. 12, S.D. 2, H.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 45 be adopted and S.B. No. 12, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Baker rose and said:

"Madam President, may I request that remarks be inserted in the Journal for Conf. Com. Rep. No. 45."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise in support of this bill.

"Madam President, colleagues, the U.S. spends more on health care than any other nation in the world. By making unfair and excessive health insurance rates illegal, this measure addresses the problem head on. By mandating rate filings this measure increases oversight in the health care industry. By establishing penalties for violating these regulations, we are creating a deterrent for illegal and unethical health insurance practices. If we want to fix our health care problems, we need to make high prices and unfair rates illegal.

"In 2002 the State Legislature approved such regulations on our healthcare system by passing act 74. However, because of a sunset provision in the act, the act was repealed in June of 2006. We need to pass this measure and reestablish these regulations.

"This is a good bill, this is a fair bill, and this is a bill we need to pass. Thank you"

Senator Ige rose and said:

"Madam President, I also have some comments that I'd like inserted into the Journal on Conf. Com. Rep. No. 45."

The Chair having so ordered, Senator Ige's remarks read as follows:

"Madam President, I rise in support of Senate Bill. 12, relating to health insurance rate regulation.

"The purpose of Senate Bill 12, Conference Draft 1, is to regulate the rates of health insurance offered by managed care plans. Hawai'i, although progressive in its requirement of employer prepaid group health plans, nevertheless faces a health care crisis, like the rest of the country.

"One meaningful step that this Legislature can take to address this crisis is to re-establish health insurance rate regulation for managed care plans. As members know, rate regulation was enacted by Act 74, Session Laws of Hawaii (2002), but was repealed by operation of a sunset provision on June 30, 2006.

"Unfortunately, the crisis that prompted the enactment of Act 74 in 2002 has not abated, and it is imperative that we re-establish the authority of the Insurance Commissioner to regulate health insurance premium rates charged by managed care plans. Because of the concentrated nature of Hawai'i's managed care plan insurance market, such rate oversight is necessary to ensure that rates are not excessive, inadequate, nor discriminatory.

"I would like to take this opportunity to clarify one matter. Managed care plans are health care or assisted living arrangements designed to coordinate patient care or control costs through utilization review, case management, or use of specific provider networks. Although the definition of "managed care plans" in Conference Draft 1 broadly refers to "health plans" as defined in Hawaii Revised Statutes article 431:10A, or chapter 432 or 432D, the legislative intent is that only managed care plans would be subject to regulation under Senate Bill 12, and not other types of health insurance that are not managed care plans.

"Rate regulation is only part of the solution to the State's health insurance crisis, and complex issues such as reimbursement rate and malpractice may need to be addressed in the future. However, this Body can take a meaningful step now by passing this measure.

"For the foregoing reasons, I urge Senators to support this measure."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 45 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 47 (S.B. No. 678, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Espero and carried, Conf. Com. Rep. No. 47 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 50 (S.B. No. 1284, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 50 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 52 (H.B. No. 1646, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 52 was adopted and H.B. No. 1646, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 53 (H.B. No. 1628, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 53 was adopted and H.B. No. 1628, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 54 (H.B. No. 349, S.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator English and carried, Conf. Com. Rep. No. 54 was adopted and H.B. No. 349, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 55 (H.B. No. 714, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 55 was adopted and H.B. No. 714, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 57 (H.B. No. 1264, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 57 was adopted and H.B. No. 1264, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 60 (H.B. No. 1612, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 60 was adopted and H.B. No. 1612, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 62 (H.B. No. 487, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 62 was adopted and H.B. No. 487, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING PROGRAMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 64 (H.B. No. 375, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Hee and carried, Conf. Com. Rep. No. 64 was adopted and H.B. No. 375, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS' RIGHT OF WAY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 65 (H.B. No. 1518, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Conf. Com. Rep. No. 65 was adopted and H.B. No. 1518, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 80 (H.B. No. 402, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 80 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 82 (H.B. No. 116, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 82 was adopted and H.B. No. 116, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO TELECOMMUNICATIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 83 (H.B. No. 1322, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Baker and carried, Conf. Com. Rep. No. 83 was adopted and H.B. No. 1322, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE LICENSING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 84 (H.B. No. 155, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 84 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 97 (H.B. No. 1899, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Baker and carried, Conf. Com. Rep. No. 97 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 112 (S.B. No. 1515, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Baker and carried, Conf. Com. Rep. No. 112 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 115 (S.B. No. 1779, H.D. 3, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 115 was adopted and S.B. No. 1779, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 119 (S.B. No. 992, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Baker and carried, Conf. Com. Rep. No. 119 was adopted and S.B. No. 992, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read

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

Ayes, 25. Noes, none.

FINAL READING

Conf. Com. Rep. No. 9 (S.B. No. 139, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 9 was adopted and S.B. No. 139, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIGARETTE TAX,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 10 (S.B. No. 755, S.D. 1, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 10 be adopted and S.B. No. 755, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

“I am in strong support of strengthening ethics laws. We talk about ethics laws – we don’t do it; we just talk about it. But we also talk about home rule, and this bill is a very good example that we’re very selective in talking about home rule because we’re telling the counties what they should do, what the makeup of their commissions should be and everything else. This should be left to the counties. If we really want ethics then it is ethical to allow individuals and individual governmental agencies to make these choices.

“Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 10 was adopted and S.B. No. 755, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 11 (S.B. No. 618, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 11 be adopted and S.B. No. 618, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Sakamoto.

Senator Trimble rose to oppose the measure and said:

“Madam President, I stand in opposition.

“Colleagues, this confers high school diplomas by fiat. We just spent several minutes talking about how to improve the quality of education. I would suggest to you that passing a law to confer diplomas is not the way to do it. In fact, it demeans the value of the diploma for everyone in our society that spent time and effort to earn it.

“Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 11 was adopted and S.B. No. 618, H.D. 1, C.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, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 13 (S.B. No. 667, S.D. 3, H.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 13 be adopted and S.B. No. 667, S.D. 3, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition to the measure as follows:

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

"Colleagues, what is so magical about July 1, 2007. I would posit that a better date would be July 1, 2008. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 13 was adopted and S.B. No. 667, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 17 (S.B. No. 1924, S.D. 2, H.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 17 be adopted and S.B. No. 1924, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Ihara rose and said:

"Madam President, please note my reservations on this bill."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 17 was adopted and S.B. No. 1924, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Ihara). Noes, none.

Conf. Com. Rep. No. 29 (S.B. No. 1665, H.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 29 be adopted and S.B. No. 1665, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Whalen rose in opposition to the measure and said:

"Madam President, I rise in opposition.

"I apologize to the Judiciary Chair. I didn't catch this until, obviously, I was reading it for today. But, by inserting the language on page 5 that a person can 'recklessly' cause substantial bodily injury to an animal, we're creating a misdemeanor for someone driving down the road and hitting a dog or cat or something else. I know that's not the intention of this bill, but that's what it does with 'reckless' in there. So, for that reason, I'll vote 'no.'

Senator Hee rose in support of the measure and said:

"Madam President, I rise in strong support of this measure.

"Madam President and colleagues, our pets are very important members of our families. When a helpless pet is hurt by an act of cruelty or neglect, the whole family is hurt and suffers tremendously.

"The FBI, criminologists, and other law enforcement officials have recognized and documented this tormented link between animal cruelty and human violence. In an in-depth analysis of some of the country's most famous serial killers, the evidence shows that their earliest acts of violence were targeted towards helpless and innocent animals. But this link is not just isolated with serial killers. This link is also found in the lives of perpetrators who commit more common forms of violence, such as child abuse, spouse abuse, and elder abuse.

"We are an island community. Many of us were born and raised here in Hawai'i. Yet we often regard animal cruelty as something that happens on the mainland and not here in our own neighborhood. I myself have witnessed atrocities of animal neglect and cruelty in my district in Kahaolu, like many of you who have witnessed similar atrocities in your districts.

"When someone is cruel or neglects a helpless animal, this begins a cycle of violence which often escalates towards humans – people like you, myself, our parents, or our children. Sadly, Hawai'i is one of only eight states that does not have felony level offenses for animal cruelty. S.B. No. 1665 creates felony-level penalties for serious acts of cruelty toward our pet animals.

"I urge you all to vote 'yes.' This bill is not just about creating a safer place for our pets; this bill is about creating a safer community for all of us. Thank you, Madam President."

Senator Whalen rose and said:

"Madam President, this goes to show you the damage of having preprinted speeches. What I said had nothing to do with what the Judiciary Chair talked about. I'm talking about the law that we currently have that he amended, or someone amended in the Conference Committee or some point along the line. That's a great speech. It has nothing to do with what I'm talking about.

"On the existing section, it was added in there under the reckless part, 'causes substantial bodily injury.' You hit an animal with your car, that's substantial. It's now going to be a misdemeanor. That's what I'm talking about. I'm not talking about the first section. I'm talking about the second section, and that should not be in there. It was added in this year and it doesn't belong there because that whole section is talking about torturing, overloading, beating, driving, tormenting. Substantial bodily injury doesn't belong in there.

"It shouldn't be a crime because some dog runs out on the road and you hit it."

Senator Hee rose in rebuttal and said:

"Madam President, just a brief rebuttal.

"My speech was not intended to respond to the previous speaker's concerns, and I will not apologize if he thought it did.

"Frankly, this bill has been worked on by all aspects of law enforcement. From our side of the aisle, we worked with former Prosecutor, Keith Kaneshiro, and we tried to craft a bill that met all standards, including the example that the previous speaker describes. On the other hand, if the previous speaker or

others assert or continue to believe that in fact the bill does not adequately address the situation, then I would encourage the previous speaker, who's a friend of mine, to work on the bill with me next year and see if we can make it even better.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 29 was adopted and S.B. No. 1665, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Whalen).

Conf. Com. Rep. No. 30 (S.B. No. 1833, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 30 was adopted and S.B. No. 1833, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 31 (S.B. No. 1004, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 31 was adopted and S.B. No. 1004, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 13. Noes, 12 (Bunda, Chun Oakland, Espero, Hemmings, Hooser, Inouye, Menor, Nishihara, Sakamoto, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 35 (S.B. No. 1603, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 35 was adopted and S.B. No. 1603, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 43 (S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 43 be adopted and S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Menor rose in support of the measure and said:

"Madam President, I rise to offer some brief remarks in support of this measure.

"Madam President, this bill is an important pro-environment bill to the extent that it will beef up our invasive species program. However, I'd like to point out for the edification, or bring to the attention of my colleagues, the fact that there is an ambiguity in the bill in that it does not specify which entity is

supposed to be contributing to the fund that will be utilized for the invasive species program. So in that regard, I just wanted to clarify that it is the intent of the Legislature that the fee is to be collected from the importer of any shipment that comes into Hawai'i.

"Thank you."

Senator Trimble rose in opposition to the measure and said:

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

"My opposition is very selective. It has to do with the funding mechanism. The funding mechanism is supposed to be \$1 per TEU, which stands for 20-foot equivalent unit, which refers to a container used in overseas or ocean transportation. Most containers used by Matson in the old days were 24 foot; Sea Land or Sea Train serving Puerto Rico, 35 foot; the standard that came later is 20 and 40.

"The problem is twofold. One, taxing containers, which this is, I believe is unconstitutional or at least in violation of federal law that relates to interstate commerce. Second, it applies to containers, either full or empty. Third, Harbors Division of the Department of Transportation is already collecting excess for cargo that arrives from international ports. They are collecting that fee because historically, foreign containers required inspection by not only Ag, but by Customs.

"The problem is not that the fee is not being collected now. It is just not getting to the Department of Agriculture. So, to the extent that Harbors Division is already collecting money, I think it is incumbent upon this Body to look at that money and see if that in itself shouldn't be transferred in all or in part to the Department of Agriculture.

"Finally, when we're looking at invasive species, it is not shipping containers alone – it is ships, it is airplanes, and it can be cargo that is not in containers. So, while the objective of this legislation is certainly worthwhile, the manner in which they seek to collect the money – the funding mechanism – is flawed. And for that reason, I'll vote against it."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 43 was adopted and S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Kim).

Conf. Com. Rep. No. 56 (H.B. No. 71, H.D. 2, S.D. 2, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 56 be adopted and H.B. No. 71, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Ige.

Senator Trimble rose in opposition to the measure and said:

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

"Briefly, this is one of a series that we have seen over the last few years which seeks to increase certification for any number of different groups. My standard comment is, certification in itself does not ensure that there is also a corresponding increase in quality. It just ensures that the costs go up.

"Thank you."

Senator Baker rose in support of the measure and said:

“Madam President, I rise in support of this legislation.

“Colleagues, this is one of the professions or occupations for which there had been an auditor’s review and this is one of the ones that the auditor came back and said yes indeed, this is exactly what we ought to be doing. We need to have nurse aides certified because without the standards and without making sure that the individuals who are part of our care-giving community are up to standard, there can be potential harm.

“Nurse aides have been regulated and registered for a number of years, but there was a glitch that came about in our law as a result of some changes in some of DSH’s language. This measure reinstates it. The bill has been worked on by DCCA. It’s been worked on by the Department of Health, and Department of Human Services, as well as the nurse aide community, and their employers.

“This is a good bill. It’s a necessary bill and I ask all my colleagues to vote up.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 56 was adopted and H.B. No. 71, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NURSE AIDES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Kokubun).

Conf. Com. Rep. No. 59 (H.B. No. 1608, S.D. 3, C.D. 1):

On motion by Senator English, seconded by Senator Hee and carried, Conf. Com. Rep. No. 59 was adopted and H.B. No. 1608, S.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 61 (H.B. No. 1337, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 61 was adopted and H.B. No. 1337, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 66 (H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 66 be adopted and H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure as follows:

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

“We’ve seen this bill before. Interestingly and euphemistically it’s called ‘Relating to Child Protection,’ but there is no child protection in this bill. It is a bill about abandonment and non-responsibility, and non-accountability. It’s a bill about granting immunity and special privileges to

people that decide to leave their babies at hospitals or police stations or other locations. It deleted a requirement that written information be provided on family medical history so as to endanger the baby even more.

“I don’t know how we can stand here and honestly say that this bill is for child protection. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 66 was adopted and H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILD PROTECTION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 68 (H.B. No. 1503, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 68 was adopted and H.B. No. 1503, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 69 (H.B. No. 791, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 69 was adopted and H.B. No. 791, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GASOLINE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 70 (H.B. No. 1246, H.D. 1, S.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 70 be adopted and H.B. No. 1246, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition.

“Colleagues, criminal property damage is already against the law. We don’t need to specifically talk about copper. And if it is good for copper, then it also should be good for aluminum. The same standards that we’re applying for scrap dealers if we’re really trying to stop illegal activity, should be consistent regardless of whether it’s copper or gold or aluminum.

“So instead of specifically identifying a metal that happens to be the ‘flavor of the month,’ or the ‘flavor of this year,’ because at the beginning of Session people wanted to draw public attention to the social costs that were being created by the stealing of copper. I’m glad they got the media attention, but it does not require that we need to pass this bill, because they’ve already gotten the media attention and it’s already against the law.

“Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 70 was adopted and H.B. No. 1246, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 71 (H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 71 was adopted and H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 72 (H.B. No. 895, H.D. 2, S.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 72 be adopted and H.B. No. 895, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Trimble rose in opposition to the measure and said:

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

"The monthly storage fee, colleagues, amounts to \$635 a month. Shouldn't you consider this excessive? I encourage you to vote against this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 72 was adopted and H.B. No. 895, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 2 (Nishihara, Sakamoto).

Conf. Com. Rep. No. 73 (H.B. No. 14, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 73 was adopted and H.B. No. 14, H.D. 1, S.D. 1, C.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, 23. Noes, none. Excused, 2 (Nishihara, Sakamoto).

Conf. Com. Rep. No. 74 (H.B. No. 275, H.D. 1, S.D. 2, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 74 be adopted and H.B. No. 275, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure as follows:

"Madam President, once again I rise in opposition to this bill.

"Boy, we've discussed this so many times in Committee and on this Senate Floor. The Legislative Auditor said there's no need for this bill. No one came forward to say that there was a need or that there was a problem for this bill. There's no expectation of any problems in the future for this bill. Yet, this bill is here. So one would ask what the motivations are of the

supporters of the bill, but we can save a lot of time and a lot of energy by concentrating our efforts on those areas which are clearly in need of legislative changes.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 74 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Hemmings, Slom, Trimble). Excused, 3 (Fukunaga, Nishihara, Sakamoto).

Conf. Com. Rep. No. 77 (H.B. No. 30, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator English and carried, Conf. Com. Rep. No. 77 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 2 (Fukunaga, Nishihara).

Conf. Com. Rep. No. 79 (H.B. No. 1364, H.D. 2, S.D. 1, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 79 be adopted and H.B. No. 1364, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

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

"Colleagues, on the surface, rents are expensive in Hawai'i; therefore, we solve the problem by helping those at the bottom of the scale with something called rent supplemental assistance, and we think we're doing good. Actually, all we're doing is raising the rent because landlords now find out that they can get more money for an apartment because the state has increased its rent supplemental program. Probably the clearest analogy I could give you is sort of like when you're at a parade and you're looking at the view passing below you. If you stand up, you get a better view, but when everybody stands up, the view is the same. That is what we do when we increase the rent supplement – we don't increase the supply of housing; we just make it more expensive. It is not helping those at the lower income level; it is helping the landlord.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 79 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Fukunaga, Nishihara).

Conf. Com. Rep. No. 81 (H.B. No. 250, H.D. 2, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 81 be adopted and H.B. No. 250, H.D. 2, S.D. 2, C.D. 1, having been

read throughout, pass Final Reading, seconded by Senator English.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I am regretfully opposed to this measure.

“Colleagues, 90 percent of what we consume goes through our harbors system. I think it is incumbent upon us as a state to at least have the capacity in the Harbors Division of the Department of Transportation have the capacity to plan, design, and have sufficient staff so that they can control the destiny of our harbor system.

“For that reason, I’ll be voting against this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 81 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Ige).

At 12:10 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:11 o’clock p.m.

Conf. Com. Rep. No. 85 (H.B. No. 483, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 85 and H.B. No. 483, H.D. 1, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 86 (H.B. No. 34, S.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 86 be adopted and H.B. No. 34, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

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

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

“I share the concerns of those that are upset about what’s happened in Darfur which continues to happen today. But I don’t think by us micromanaging the ERS and telling them what they should invest in and what they shouldn’t invest in is going to help, particularly since the United Nations continues to fail so miserably in trying to really help people in need.

“What this bill would do, however, is to harm the people in Darfur even more because if it results in lack of investment, lack of opportunities, lack of employment, that’s going to hurt even more people within the area.

“So, it’s interesting that we sit here and we want to micromanage everything and we want to tell everybody what they should do and what they should not do, and yet the agencies that are set up to accomplish these things have failed and we continue to allow them to be funded. So, I urge a ‘no’ vote on this. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 86 was adopted and H.B. No. 34, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read

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

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

Conf. Com. Rep. No. 87 (H.B. No. 1005, H.D. 2, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 87 be adopted and H.B. No. 1005, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Trimble rose to speak in opposition and said:

“Madam President, I rise in opposition to this measure.

“The language of the bill is too specific. Our function as Legislators should be to set policy and let the executive branch administer. It goes into too much detail. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 87 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 88 (H.B. No. 162, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 88 was adopted and H.B. No. 162, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE FINANCES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 104 (S.B. No. 1372, S.D. 1, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 104 be adopted and S.B. No. 1372, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Madam President, I rise in opposition to S.B. No. 1372.

“Colleagues, it’s amazing. The private sector comes to us for SPRBs so they can lower their cost through the issuance of tax-free bonds. Here, we the state, for I don’t know what reason on earth, seek to go to the private sector trough to borrow money from them. What do we know that the private sector doesn’t know? It certainly isn’t going to lower the cost to government.

“Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 104 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 120 (S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1);

Senator Hee moved that Conf. Com. Rep. No. 120 be adopted and S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senators Sakamoto, Kim and Ige requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 120 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 3 (Ige, Kim, Sakamoto). Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen). Excused, 1 (Baker).

Conf. Com. Rep. No. 127 (H.B. No. 506, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 127 was adopted and H.B. No. 506, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Baker).

At 12:16 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:13 o'clock p.m.

FINAL READING

By unanimous consent, action on the following bills and conference committee reports was deferred to the end of the calendar:

S.B. No. 620, S.D. 1, H.D. 1;
 Conf. Com. Rep. No. 21 and S.B. No. 1017, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 38 and S.B. No. 138, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 41 and S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 48 and S.B. No. 149, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 58 and H.B. No. 1370, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 63 and H.B. No. 692, H.D. 2, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 75 and H.B. No. 1372, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 76 and H.B. No. 1063, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 78 and H.B. No. 334, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 99 and H.B. No. 1614, H.D. 2, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 106 and S.B. No. 1402, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 108 and S.B. No. 896, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 109 and S.B. No. 880, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 116 and S.B. No. 1916, S.D. 2, H.D. 3, C.D. 1;
 Conf. Com. Rep. No. 117 and S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1;
 Conf. Com. Rep. No. 118 and S.B. No. 1676, S.D. 2, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 128 and H.B. No. 122, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 130 and H.B. No. 13, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 131 and H.B. No. 1630, H.D. 2, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 133 and H.B. No. 598, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 37 and S.B. No. 1154, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 46 and S.B. No. 795, S.D. 2, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 49 and S.B. No. 837, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 89 and H.B. No. 1231, H.D. 2, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 90 and H.B. No. 667, H.D. 1, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 91 and H.B. No. 835, H.D. 2, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 92 and H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 94 and H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 95 and H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 98 and H.B. No. 869, H.D. 1, S.D. 2, C.D. 1;
 Conf. Com. Rep. No. 101 and S.B. No. 1853, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 102 and S.B. No. 1382, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 103 and S.B. No. 1388, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 105 and S.B. No. 990, S.D. 2, H.D. 3, C.D. 1;
 Conf. Com. Rep. No. 107 and S.B. No. 1946, S.D. 2, H.D. 2, C.D. 1;
 Conf. Com. Rep. No. 110 and S.B. No. 1228, S.D. 1, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 111 and S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1;
 Conf. Com. Rep. No. 113 and S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1;
 Conf. Com. Rep. No. 126 and H.B. No. 436, H.D. 1, S.D. 1, C.D. 1;
 Conf. Com. Rep. No. 129 and H.B. No. 718, S.D. 2, C.D. 1; and
 Conf. Com. Rep. No. 132 and H.B. No. 15, H.D. 2, S.D. 2, C.D. 1.

THIRD READING

By unanimous consent, action on the following bills and standing committee reports was deferred to the end of the calendar:

Stand. Com. Rep. No. 1440 and H.B. No. 429, H.D. 1;
 Stand. Com. Rep. No. 1456 and H.B. No. 504;
 Stand. Com. Rep. No. 1459 and H.B. No. 1907, H.D. 1;
 Stand. Com. Rep. No. 1555 and H.B. No. 581, H.D. 1; and
 H.B. No. 1307, H.D. 2.

ADOPTION OF RESOLUTION**MATTER DEFERRED FROM
FRIDAY, APRIL 27, 2007**

Stand. Com. Rep. No. 1960 (H.C.R. No. 162):

On motion by Senator Ige, seconded by Senator Gabbard and carried, the report of the Committee was adopted 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 adopted.

At 2:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:17 o'clock p.m.

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 2, from the Honorable Colleen Hanabusa, President of the Senate, and the Honorable Calvin K.Y. Say, Speaker of the House of Representatives, dated April 28, 2007, transmitting a Legislative Communication amending the Joint 2007 Legislative Calendar to extend the Conference Committee deadlines from 12:00 midnight, April 27, 2007, to 12:00 noon, April 28, 2007, was read by the Clerk and was placed on file.

At 2:18 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:20 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 323, S.D. 2 (H.D. 2):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 323, S.D. 2.

Senator Fukunaga 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. 323, S.D. 2, seconded by Senator Baker 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. 323, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 4 (Fukunaga, Baker, Ige, Gabbard). Noes, none. Excused, none.

Senator Fukunaga moved that the Senate agree to the amendments proposed by the House to S.B. No. 323, S.D. 2, seconded by Senator Baker.

Senator Fukunaga noted:

"We were unable to proceed further in the Conference, and at this time, the remaining item in S.B. No. 323 is something the Senate can agree upon."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 323, S.D. 2, and S.B. No. 323, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY,"

was placed on the calendar for Final Reading on Thursday, May 3, 2007.

S.B. No. 798, S.D. 3 (H.D. 2):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 798, S.D. 3.

Senator Inouye 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. 798, S.D. 3, seconded by Senator Baker and carried.

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 798, S.D. 3, seconded by Senator Baker.

Senator Inouye noted:

"With regards to S.B. No. 798, the House version had better clarity in the language that extends the lapse date of emergency disaster relief appropriations made by Act 118 for one year for victims of the October 15, 2006 earthquake."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 798, S.D. 3, and S.B. No. 798, S.D. 3, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was placed on the calendar for Final Reading on Thursday, May 3, 2007.

MOTIONS TO OVERRIDE VETOES

S.B. No. 14, S.D. 1, H.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Sakamoto moved that the Senate override the veto of S.B. No. 14, S.D. 1, H.D. 1, as contained in Gov. Msg. No. 768, seconded by Senator Tokuda.

Senator Sakamoto rose in support of the override and said:

"Madam President, a few years back, this Body had proposed a constitutional amendment and a composition of a candidate advisory committee which was composed of seven members that would suggest names to the Governor for her selection. I'm not going to go over all the details at this point, but at that point in time, the Governor vetoed the first composition and said it was premature. Subsequently, as we all know, the people voted and the people voted for a change – the change meaning not having the Governor select just out of whatever mechanism governors select from, but the people voted for a candidate advisory committee.

"We then proposed a measure that permitted the candidate advisory committee of seven people – one appointed by the Governor, one by the Senate President, one by the Speaker of the House, one representing the emeritus regents, one representing alumni, one from the student caucuses, one from the faculty senate. The last two, the student and faculty, they couldn't appoint someone who had been their member for the last five years. This was to address concerns raised of perhaps too close to the fire and to have people further out and not be politically motivated.

"In the process, we have always asked, 'Are there better suggestions? How can we improve the measure?' In essence, the Governor's suggestion was – let the Governor pick the committee; let the Governor choose the chair. I think in most

people's minds it would have been, 'That doesn't make sense because that's the current practice.' Another proposal was to have the Governor appoint three people; the Senate President, two; and the Speaker of the House, two. In most people's minds, and I believe in the public minds, that would have been, 'that sounds very political.'

"More recently, the newspapers have placed the people in the candidate advisory committee before us, in their editorials, and one of the papers at least saying, 'Why should the Senate President have a pick and why should the Speaker of the House have a pick? That's political.' But, I believe that is less political than three by the governor, two by the Senate President, two by the House. And at this point, these seven members would suggest, well ideally, screen, solicit, and suggest candidates to prepare a list for the Governor. And in no case does it predict or even determine that any member of the board of regents would be from any of these constituent groups – as the main objection, at least as far as I understand it, is fear that constituent groups would have a seat or a designated spot on the regents. And that is far from what our current proposal does.

"People suggest perhaps the public didn't understand what they were voting on but the current chair of the board of regents had debated and been on public radio, public TV – public not meaning necessarily the public station, but out in the public – out in the media, addressing the proposal that we had before us. And that was prior to the vote, so I believe the people clearly understood what they want. The people wanted the composition changed to allow this candidate advisory council.

"So I ask my members to let's do what the public said, and after years, this proposal I believe is a good proposal. It's been adjusted to address the concerns that were brought forward to the degree we could. Madam President, I ask for a Roll Call vote at the appropriate time.

"Thank you."

Senator Slom rose in opposition to the override as follows:

"Madam President, I rise in support of sustaining the Governor's veto.

"It is a fiction to say that this new alignment depoliticizes the process of selecting boards of regents. It is true, however, that it takes away from the executive responsibility so that we can't point the finger and say, 'This is the person that really is accountable and responsible for these decisions.'

"I don't question the public's support of the constitutional amendment. I don't think that they were misled or misunderstood. However, it was the details that were not disclosed, and I think that's the crux of the problem. It's not a question of having an advisory council; it's having this kind of narrowly based, narrowly focused advisory council. It's also in some of the other details that the previous speaker neglected to mention. Number one, this council can advise the Governor on as few as two choices, and only two choices to be considered, thus narrowing the field of many competent and qualified and experienced individuals to serve on the board of regents. Also not mentioned by the previous speaker is the fact that three of the nation's leading accreditation organizations – specifically, the Association of Governing Boards of Universities and Colleges (AGB), the Western Association of Schools and Colleges (WASC), and the Accrediting Commission of Community and Junior Colleges (ACCJC) – all expressed serious concerns not with the idea of having an advisory council, but with having the kind of advisory council that is set up in this bill. They said that it runs counter to any other state

and to national policy when looking at the free and independent administration of a university.

"Also neglected by the previous speaker was the fact that the President of the University of Hawai'i very specifically and adamantly urged us not to pass this kind of legislation. We are celebrating the 100th year of my alma mater and we say that we want independence and growth and autonomy for the University of Hawai'i, and yet when an issue comes about and they tell us exactly what they feel about it, we turn our backs and we ignore them. One would think that they would know better, certainly better than us sitting here and pontificating, and that they know about the administration of the university.

"The Governor had sent down pieces of legislation which did provide for a broad, community-wide, inclusive council that would have increased the number of people that would have been in the selection pool, but that was rejected by this Body.

"Also, and finally, the previous speaker neglected to mention that in this bill, we exempt the council from Chapter 92F, the sunshine provision. Here we are talking continuously about transparency and the public's right-to-know, and we have an obligation to know, not behind closed doors but full out in the open, the discussion and the individuals that are being considered. And yet, in this instance we say, 'It's okay to go behind closed doors and not to let the public know until after the decision has been made.' Thus, disallowing any input either from the university or from the public at-large.

"Madam President, I think that we all want to see the best state university that we can have. We want to see the best, most qualified, most dedicated regents that we can have. We certainly want to have as much community input as we can have, but ultimately, there has to be decision and decision responsibility, and that should fall on the executive branch as it always has, and as it does in nearly all of the other states.

"So, for this and other reasons, I urge my colleagues to take a look at this, and if you're really concerned about our university, and if you're concerned about the statements that our university has made, and if you take into consideration what national organizations responsible for the accreditation of our university have said, then you will not vote today to override the Governor's veto.

"Thank you, Madam President."

At 2:34 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:34 o'clock p.m.

At this time, the President made the following observation:

"Members, a 'yes' vote is to override the Governor's veto. A 'no' vote is to sustain the veto. The motion before you is to move to override."

Senator Inouye rose in opposition and said:

"Madam President, I have comments I wish to be entered into the Journal, and I rise to speak against the veto of S.B. No. 14. Thank you."

The Chair having so ordered, Senator Inouye's remarks read as follows:

"Madam President, I rise in opposition to S.B. No. 14.

"I am very troubled that the candidate advisory council will be exempt from Chapter 92, which relates to the Sunshine Law. I also believe that the process is too broad and that perhaps the Governor, Senate President, and Speaker should be sufficient to select Council members."

At 2:35 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:36 o'clock p.m.

The Chair made the following announcement:

"Members, again, a 'yes' vote is to support the motion, which is to override. A 'no' vote is to sustain the veto. A Roll Call vote has been requested."

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 14, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 17. Ayes with Reservations, 1 (Gabbard). Noes, 7 (Bunda, Espero, Hemmings, Inouye, Menor, Slom, Trimble). Excused, 1 (Whalen).

At 2:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:40 o'clock p.m.

S.B. No. 1063, S.D. 1, H.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hee moved that the Senate override the veto of S.B. No. 1063, S.D. 1, H.D. 1, as contained in Gov. Msg. No. 794, seconded by Senator Kokubun.

Senator Hee rose in support of the override and said:

"This bill remedies the problem that the Legislature and the State of Hawai'i was faced with previously when the Governor appointed Bev Harbin to the House of Representatives. It has been said over and over again that Ms. Harbin did not become a member of the Democratic Party until three days prior to her appointment.

"This bill requires the governor, in filling vacancies in the State Senate, the House, the U.S. Senate, to select from a list of three prospective appointees nominated by the political party of the prior incumbent. It requires prospective appointees to be members of the nominating political parties at the time of submission of their names to the governor. Effective on approval, it requires prospective appointees to be residents of the same electoral district as the prior incumbent at the time of the appointment.

"I urge my colleagues to vote to override the veto. Thank you."

Senator Trimble rose to speak against the override and said:

"Madam President, I rise to speak not to override the Governor's veto.

"Politics, politics, politics. You know, most of the people have had too much of politics, and that's what this is all about. I think if you ask the people out there, when the Legislature's in session they want the best representation they can get. And that

really isn't politics. Politics is important when the individuals in that party are running for the election. They try and distinguish between what is on the right, which is where Sam is, and on the left, which is where you guys are. But, after the election is over, after the people have cast their vote, they want to be represented by the person that will do the best job for them. And part of that means talking to you guys. Part of that means trying to figure out what will bring society together.

"So, what we want is we want a governor that has the best interest of the people in mind. The people that belong to the Democratic Party that have a card in the Democratic Party is not more than seven or eight percent of our population. The same is true with the Republicans. Most people out there that vote are independent, and they want somebody to represent them that looks like them, that understands their problems, and that is the person the governor should appoint – somebody that understands their problems and will represent them, irregardless of political party.

"So, when you think about voting on this bill, I want you to think about what is the vote that would represent the people. It's not about politics, politics, politics. Thank you.

"Madam President, could we have a Roll Call vote?"

Senator Hee rose and said:

"I couldn't agree more with the previous speaker, because the fact of the matter is, if the people had wanted the best person to represent them in the district, it would not have been Bev Harbin. The fact of the matter is, the Governor, when she found out about Bev Harbin, asked Bev Harbin herself to step down. So, I suppose one could draw from that conclusion, at least in that example, clearly she wished she didn't make the mistake that she had made.

"If it is in the best interest of the people in mind, then clearly the people have spoken following the election. Bev Harbin, who ran for reelection, didn't win. I would urge my colleagues to override the Governor's veto and to prevent a mistake like that from happening again.

"Thank you."

Senator Ihara rose in support of the override and said:

"Madam President, I rise in support of the motion to override.

"Madam President, I am in support of overriding the Governor's veto on this bill. I believe S.B. No. 1063 is needed to establish a fundamental principle for filling legislative vacancies. S.B. No. 1063 supports the principle that the political party of a vacating legislator should have significant input in the filling of legislative vacant seats. This principle would apply to all political parties – Republican, Democrat, and other parties. I believe this principle for filling legislative vacancies is needed in order to limit possible abuses, actual or perceived, by either party's governor.

"This measure would eliminate the possibility of a legislative replacement being a party member in name only, as some have suggested was the case with the seat vacated by Representative Hiraki in 2004. This measure would also significantly reduce the possibility of a governor appointing a replacement legislator who later switches parties, as was done twice before. Republican legislators appointed by Democratic governors in 1986 to fill Republican seats vacated by Senator Soares and Representative Ikeda, switched parties. These party switches

allowed Democrats to gain control of former Republican seats in the House and Senate.

“This bill will reduce political mischief in filling legislative vacancies, and for this reason, I urge a ‘yes’ vote to override the veto in S.B. No. 1063. Thank you, Madam President.”

Senator Trimble rose in rebuttal and said:

“Madam President, I rise in brief, very brief rebuttal.

“I appreciate the remarks of the previous speaker because they highlighted the core of the problem – and that is politics, politics, politics. The abuses cited were with previous governors, not the present one. So, by all means, keep this bill alive. Keep it in your hip pocket and when the people decide to elect a Democrat governor, bring it out and pass it then.

“Thank you.”

The President announced:

“Again, members, an ‘aye’ vote is a vote to override the veto, a ‘no’ is to sustain.”

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 1063, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 1 (Whalen).

S.B. No. 1642, S.D. 1, H.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hee moved that the Senate override the veto of S.B. No. 1642, S.D. 1, H.D. 1, as contained in Gov. Msg. No. 793, seconded by Senator Kokubun.

Senator Hee rose to speak in support of the override and said:

“Madam President, it is appropriate that on International Workers’ Day I stand in support of the override of the Governor’s veto of S.B. No. 1642.

“S.B. No. 1642 represents the essence of collective bargaining. Collective bargaining is premised on labor-management harmony which is achieved through joint decision-making. The Supreme Court had stated it as follows, quote: ‘For if Section 89-9(a) were considered disjunctively, on the one hand, all matters affecting the terms and conditions of employment would be referred to the bargaining table, regardless of employer rights. On the other hand, Section 89-9(d), viewed in isolation, would preclude nearly every matter affecting terms and conditions of employment from the scope of bargaining.’ In order to effect the intent of Chapter 89, there needs to be a clear communication of the rights of the parties to negotiate.

“The case of *Hannemann v UPW* resulted with an imbalance in the collective bargaining. S.B. No. 1642 addresses that imbalance. Under *Hannemann v UPW*, the Hawai‘i Supreme Court ruled that there is no requirement for the City and County of Honolulu to negotiate the effects of a unilateral transfer of employees from Pearl City to Downtown Honolulu. The troubling nature of the decision was the fact that the Supreme Court relied not upon whether or not the parties had actually negotiated the transfer, but on the language of Chapter 89-9(d).

Over the course of collective bargaining, the state and counties have negotiated these rights listed in 89-9(d) with the unions and received concessions as a result of these negotiations. With the ruling of the Hawai‘i Supreme Court, all of the negotiations, more importantly, concessions, which may have been given by the workers, are now gone.

“S.B. No. 1642 merely does the following: It says that provisions of 89-9(d), also known as management rights, shall not be used to invalidate any provisions of the collective bargaining agreements in existence after June 30, 2007. This is fair because the parties have negotiated and have given concessions, neither directions, in order to come up with the managing document, which is the collective bargaining agreement.

“The next provision of S.B. No. 1642 states that it shall not preclude negotiations over the procedures and criteria on permissive subjects of bargaining. The, quote, ‘shall not preclude,’ end quote, addresses the essence of *Hannemann v UPW*. The language used in this section speaks to procedure. In footnote 13 of *Hannemann v UPW*, the Hawai‘i Supreme Court recognized that in fact the parties could negotiate over procedures governing the promotion and transfer of employees. What this amendment does is it codifies footnote 13.

“What is the difference between permissive versus mandatory? Very simple – permissive subjects of bargaining requires two parties in order to even begin the discussion. A prohibitive practice charge or unfair labor practice charge is not appropriate as to permissive subjects of bargaining. This is because the subject matter of the discussion is not mandatory, but merely permissive.

“Finally, the last provision relates to arbitration. If there is any violation of the contract negotiated, it would be arbitrated – and that is, of course, understood. For example, if you believe that management has violated the provision of an existing collective bargaining agreement, you should arbitrate it.

“The concern that somehow this law affects the transfer and the rights to designate in the case of emergency is absolutely false. The parties have negotiated many of those types of situations in the collective bargaining agreement and it has worked until today.

“So, why is it now that the City and County of Honolulu, in particular, finds it imperative to say that the change in law, which merely codifies what has happened in the past, is something that will prohibit public safety? That is completely disingenuous and without basis.

“So, in the interest of preserving one of the most important aspects of labor-management relations, it is the right to bargain over permissive subjects and to preserve that which you have made concessions for to date, that have not been challenged by management. Therefore, colleagues, the veto of S.B. No. 1642 must be overridden.

“Thank you, Madam President.”

Senator Slom rose in opposition to the override and said:

“Madam President, I rise in opposition to overriding the Governor’s veto of S.B. No. 1642.

“First of all, let me say that I’m very proud and honored to have a very personal letter sent to me from Russell Okata of the HGEA, thanking me for my support of HGEA during the Session. I also received, as all of my colleagues did, this green sheet that basically says that the Chief of Police of the City and

County of Honolulu, Chief of Police of the County of Maui, the Chief of Police of the County of Hawai'i, the Chief of Police of the County of Kauai, the Mayors of all four counties, law enforcement personnel and emergency responders are liars and telling falsehoods – that they don't know what they're talking about when they say that this bill, if allowed to stand, will interfere with management's rights to protect the public safety, county by county, throughout the State of Hawai'i.

"Now, let's see; let's get this straight. Um . . . so far this Session, this Senate has disregarded the wishes, very specific and very clear, of Native Hawaiian groups; we've disregarded the wishes and very specific points of environmentalist groups; we have disregarded the wishes of the general public and voters; today, a few minutes ago, we just disregarded the wishes of the University of Hawai'i President, administration, and national accreditation organizations; and now we want to disregard the wishes and the advice and the expertise and the background of the chiefs of police, the mayors of the four counties, and the first responders.

"We're saying that there's one group and one organization that knows better than all of them – that's the HGEA. Well, Madam President, I guess here are my keys to my office and to the Chamber. I guess we might as well just give them to the HGEA. Oh, wait a minute! They've already got them. So, I'll just hold on to my keys. We don't need to do that. That's what this is all about. Who is going to determine public safety? Those who have been elected and appointed to do so, or those who want to interfere with the management's rights and responsibilities to do that?

"We're told this is just a protection of contractual rights. We're told that this is a permissive bill. This is not a permissive bill. Nothing could be farther from the truth, and the supporters know it. The only permission here is if the union – if the union – agrees to any changes made. Otherwise, what the law has said is if there is anything in any collective bargaining agreement and we go to renegotiation or new negotiation, any part that was in any previous active collective bargaining agreement stays unless the union gives permission to remove it. So in other words, they keep everything that they've ever had and then they move into additional rights. And as the previous speaker said, if we don't like that, we can go to arbitration, but the arbitration processes hold this very same thing – that if there was something in a previous collective bargaining agreement, you cannot put that on the table to talk about it or discuss it. So, the only permissiveness here is one-sided and it is labor.

"Now, if you believe that there is really no purpose for management, if you sincerely believe that the police and the fire and the mayors and the first emergency responders are telling you falsehoods or that they don't know what they're talking about, and only the HGEA knows what they're talking about, then you will override this veto. But, if you are concerned about the public safety in this state, and if you are, at the least, in belief of what these people have said . . . it's unprecedented, we had all of the police chiefs down here – they don't lobby; they need time to protect us, but they thought it was important enough, and they thought it was clear enough what damage would be done here.

"So, you've got an opportunity not to override this veto, because if you do, you will be doing more than just giving a favor to a union. You are taking away the very important managerial rights that are so necessary in terms of public safety emergencies or disasters, which we have spent a lot of time talking about and appropriating funds for. We would not only blur the lines of distinction between labor and management – we will erase those lines. And it will only be labor – organized labor – that will determine where they want to go, when they

want to do it, where they want to work, how they want to work, what they do. And if that's the case, we don't need the chiefs of police, we don't need the chiefs of fire, we don't need the first responders. But would you really do this? There is no other way to read this bill. You can say anything you want about it, but there is no other way, knowing labor law in the State of Hawai'i. This is not permissive on both sides. It is permissive on one side and one side only.

"I urge you to think about what you're doing before you vote to override, because you're not hurting the Governor, you're not taking power away from the Governor. You are disrespecting our law enforcement personnel and the home rule of each of the counties.

"Thank you, Madam President. I request a Roll Call vote."

The President made the following observation:

"Again, members, a 'yes' vote is to override the veto. A 'no' is to sustain it."

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 1642, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 4 (Bunda, Kim, Nishihara, Sakamoto). Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 1 (Whalen).

S.B. No. 1816, S.D. 1, H.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Kokubun moved that the Senate override the veto of S.B. No. 1816, S.D. 1, H.D. 1, as contained in Gov. Msg. No. 803, seconded by Senator Tokuda.

Senator Kokubun rose to support the override and said:

"Madam President, the objections that are raised to this bill actually point out, I guess, one of the disconnects here. This bill, in my mind, recognizes the importance of Native Hawaiian cultural protocol. The kahuna nui for Mo'okini Heiau has been included in the language that deeded the land from Castle and Cooke to the state. This has long been – many, many generations – the responsibility of a certain family to look after Mo'okini Heiau and, in fact, the other sites in the Kohala Historic Sites State Monument. I think it's important that we recognize that and the fact that Auntie Momi Lum has been doing a good job as reflected in the fact that it continues to be a point of education for our young people in teaching the cultural values of this very, very important monument and site in North Kohala.

"So, I think the fact that this was unique – the language with respect to the kahuna nui of the Mo'okini Heiau as found in the deed – sets it apart, and certainly state law can recognize Native Hawaiian cultural protocol.

"Thank you, Madam President."

Senator Slom rose in opposition to the override as follows:

"Madam President, I rise in opposition to the override of this veto.

"I supported this bill in our Committee, and I thought that the concept and the intent of the bill was a good one. I don't

quarrel with that, and I still don't. What I've had to wrestle with since, and why I support the Governor's veto is, if we were truly trying to seek historic preservation, then in fact we would not pass legislation that benefits one individual and gives subsidy and grants-in-aid to one individual with not even looking at additional individuals, organizations, and even the Office of Hawaiian Affairs. Instead, this is very special legislation, and as good as one individual may be, testimony has shown and the discussion has proven that if we're going to talk about historic preservation, then it should be about the preservation and not about preserving someone's individual grant-in-aid.

"Thank you, Madam President."

The President announced:

"Again, members, 'aye' is to override the veto, 'no' is to sustain."

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 1816, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 1 (Whalen).

S.B. No. 1956:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hee moved that the Senate override the veto of S.B. No. 1956, as contained in Gov. Msg. No. 787, seconded by Senator Kokubun.

Senator Hee rose in support of the override and said:

"Well, really quick, Madam President, the bill is self-explanatory. It changes the electoral vote to national popular vote, or in other words, had this been during the last presidential election, the President would have been Al Gore and not George Bush. That's as simple as I can make it.

"Thank you, Madam President."

Senator Hemmings rose in opposition and stated:

"Madam President, I rise to speak against the motion to override the Governor's veto of S.B. No. 1956.

"I suggest that since you're so concerned about the last election, that the Majority Party really analyze what this bill does, because it would have far-reaching consequences way beyond the last election. Abolishing the electoral college or reducing it to irrelevance by doing an end run around the U.S. Constitution to an interstate compact, as proposed by this bill, is the wrong approach to addressing what is so rare a problem – a candidate winning the presidency but not the popular vote. This, in short, will hurt Hawai'i because we are a small state.

"Such a fundamental change to the system enshrined in the U.S. Constitution by the founders should be sought through established process of amendment whereby three-quarters of all states must agree. It should not be effectuated by as few as 11 large states through a process described by the *New York Times* as an ingenious way around the U.S. Constitution.

"Madam President, colleagues, there are many ingenious people out there with ingenious schemes. The tried and true

system was established by our founding fathers for good reason. It's the same reason that we have a United States Senate constituted by two-member representatives from the districts rather than by populations.

"Had this concept been in effect in Hawai'i since Statehood, Hawaii's electoral votes would have gone to a candidate whom the majority of Hawai'i voters did not vote for in four of the 12 presidential elections. I hope the Majority Party listens to this closely because here's what the results would have been – Hawaii's electoral votes would have gone to Richard Nixon rather than Humphries in 1968; Hawaii's four electoral votes would have gone to Ronald Reagan rather than Carter in 1980; Hawaii's four electoral votes would have gone to George H.W. Bush rather than Dukakis in 1988; and to George W. Bush rather than Kerry in 2004.

"Think about it. Think what you're doing here. Think about the future. This bill is a knee-jerk reaction by shortsighted people to a problem that rarely exists and will make things worse. What we're doing with this bill, Majority Party members, is you're pledging your electoral votes to big states. You're giving up your right to have your electoral college members vote the way the people of this state wanted you to vote.

"As was just pointed out, you're giving your electoral votes to the other party. Do you really want to do that? As a matter of principle, but as a matter of function to the founding fathers who were so brilliant in devising the electoral college, Hawaii's electoral votes should go to the candidates who the majority of the people of Hawai'i vote for. I urge you to think about this because the right thing for you to do is to vote 'no' against the motion to override this veto and sustain the Governor's very intelligent, well thought-out veto that more than anything else, protects your constituents and their majority requests in four of the last 12 elections since statehood.

"Please join common sense in voting 'no' against the motion to override the veto. I urge a Roll Call vote, Madam President."

The President announced:

"Again, members, an 'aye' vote is a vote to override the veto, a 'no' is to sustain."

The motion was put by the Chair and, Roll Call vote having been requested, the veto of S.B. No. 1956, entitled: "A BILL FOR AN ACT RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen).

At 3:14 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:25 o'clock p.m.

FINAL READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 85 (H.B. No. 483, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Ige and carried, 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," were recommitted to the Committee on Conference.

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

On motion by Senator Sakamoto, seconded by Senator Ige 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 21 (S.B. No. 1017, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Espero and carried, Conf. Com. Rep. No. 21 was adopted and S.B. No. 1017, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 38 (S.B. No. 138, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 38 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 41 (S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 41 be adopted and S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

"Madam President, I have written remarks on Conf. Com. Rep. No. 41 that I'd like to have submitted into the Journal in support."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise to speak in favor of this measure.

"During the first 10 weeks of 2007 we were all shocked by the news that one pedestrian per week was killed on our streets and sidewalks. Overwhelmingly, the victims were elderly.

"Through this bill, we begin to address this grave danger in our communities by providing \$3 million over the next biennium for the Department of Transportation to work with nonprofits and the counties to improve pedestrian safety.

"Madam President, of the \$3 million, \$1.8 million will go toward recalibrating traffic signals to lengthen crossing times, accelerating the installation of traffic countdown timers for the most dangerous intersections, developing a statewide public

awareness campaign, enforcing crosswalk laws for cars and pedestrians, and implementing pilot projects such as pedestrian-activated flashing signals, in-pavement warning lights, portable hand-carried signs and flags, and advanced crosswalk markers.

"The remaining \$1.2 million will be provided to the counties for traffic countdown timers and other pedestrian safety improvements on a 1:1 matching funds basis: City and County of Honolulu – \$600,000; Hawai'i County – \$300,000; Kaua'i County – \$150,000; and Maui County – \$150,000.

"Special thanks goes to AARP Hawai'i staff, volunteers, and community partners who a year ago gathered at intersections across Hawai'i to conduct 'walkability' assessments along many of Hawai'i's busiest streets. AARP identified many intersections where the timeframes to safely cross the street were too short for Hawai'i's elderly, disabled, and young pedestrians. AARP Hawai'i kept this message before us through consistent advocacy this Session.

"Your vote in favor of S.B. No. 1191 will make Hawai'i's roadways safer for pedestrians. Our action supports Kamehameha's famous law, Ke Kanawai Mamalahoe, the Law of the Splintered Paddle, which assures that every man, woman, and child is able to travel freely and in peace. This law is established in article IX, section 10, of the Hawai'i State Constitution.

"Madam President, I urge all of my colleagues to join me in voting in favor of this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 41 was adopted and S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 48 (S.B. No. 149, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 48 was adopted and S.B. No. 149, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 58 (H.B. No. 1370, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 58 was adopted and H.B. No. 1370, 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 ADULT MENTAL HEALTH DIVISION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63 (H.B. No. 692, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 63 was adopted and H.B. No. 692, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 75 (H.B. No. 1372, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 75 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 76 (H.B. No. 1063, S.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 76 was adopted and H.B. No. 1063, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 78 (H.B. No. 334, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 78 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 99 (H.B. No. 1614, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 99 was adopted and H.B. No. 1614, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 106 (S.B. No. 1402, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 106 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 108 (S.B. No. 896, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Conf. Com. Rep. No. 108 was adopted and S.B. No. 896, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 109 (S.B. No. 880, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 109 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 116 (S.B. No. 1916, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 116 was adopted and S.B. No. 1916, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 117 (S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 117 be adopted and S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

"Madam President, I have written remarks on Conf. Com. Rep. No. 117 that I'd like to have submitted into the Journal in support."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise to speak in favor of this measure.

"Medicaid payments in Hawai'i and nationally are insufficient to cover the actual costs of care. The disparity between payments and actual costs contributes to the health care crisis we are facing. To make up for the financial shortfall, health care providers must internally shift revenue received from other sources to cover the unpaid costs of providing care to Medicaid recipients.

"However, those other sources of funding are becoming less and less available. For example, Medicare payments also do not cover the cost of care. Also, many uninsured patients do not have the ability to pay for the health care services they receive. In addition, health insurance plans are being pressured to keep premiums down, so their ability to raise payments to health care providers is limited.

"The Legislative Reference Bureau issued a report in December 2006 entitled, 'Medicaid and Quest Provider Payment and Reimbursement Rates,' which concluded that providers often receive insufficient payments for health care from government programs.

"In addition, the Hawai'i Health Care Task Force, including a broad representation of interests, recommended that payments to providers through state government insurance programs should be reviewed and increased to address the impact of inadequate reimbursements.

"Medical care services, especially for specialty care coverage in rural areas and on the neighbor islands, have reached crisis proportions. Hawaii's physicians servicing Medicaid eligible persons have been adversely affected by the inadequacy of Medicaid reimbursements and payments.

"This bill is intended to take a step toward restoring financial viability of the health care industry in Hawai'i. This measure appropriates \$8 million dollars in fiscal years 08 and 09 to increase Medicaid reimbursements to health care providers in Hawai'i. It is in the public interest to ensure that health care payments made with state funds or controlled by the state are sufficient to cover the actual costs of care. The monies appropriated through this bill will allow us to receive additional matching federal funds.

"Madam President, I urge all of my colleagues to join me in voting in favor of this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 117 was adopted and S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 118 (S.B. No. 1676, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 118 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 128 (H.B. No. 122, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 128 was adopted and H.B. No. 122, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 130 (H.B. No. 13, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 130 was adopted and H.B. No. 13, H.D. 1, S.D. 1, C.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, 25. Noes, none.

Conf. Com. Rep. No. 131 (H.B. No. 1630, H.D. 2, S.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 131 be adopted and H.B. No. 1630, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

"Madam President, I have written remarks on Conf. Com. Rep. No. 131 that I'd like to have submitted into the Journal in support."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise to speak in favor of this measure.

"The EAST (environmental and spatial technology) student-centered, project-based learning model has been recognized nationally as an innovative, relevant and successful approach to education. This initiative is now a proven model over the last six years within our Hawai'i public schools. I was fortunate to be able to promote this program on Maui when I worked with the county several years ago. It has been nurtured by the Maui Economic Development Board and their Women in Technology program. Delivered from within the DOE, EAST provides students with hands on learning and application of some of the most current, cutting edge technologies available for problem-solving to address community issues and concerns.

"EAST students routinely interact with hardware and software in animation, computer aided design, engineering design, visualization, database design, webpage design, programming, office automation, global positioning systems, and geographic information systems. In the process of solving problems they learn to become creative, intuitive, adaptable learners who can solve unpredictable, real-world problems.

"Seven project EAST labs have been established in Hawai'i – Chiefess Kamakaha Middle School on Kauai; Maui High School, Baldwin High School, King Kekaulike High School, Lahainaluna High School, and Kihei Charter School on Maui; and Kea'au High School on Hawai'i. Since 2001, Hawai'i students have won a number of awards at the National EAST Conference, competing successfully against approximately 200 schools in six other states.

"The purpose of this Act is to maintain the project EAST program in existing schools and to expand the program to schools statewide. Over 80 percent of EAST participants go on to higher education in technology fields. EAST has demonstrated its value and sustainability over the years. And it attracts students who may have had difficulty learning in traditional ways. It challenges and enables student learning and achievement.

"Madam President, I urge all of my colleagues to join me in voting in favor of this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 131 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 133 (H.B. No. 598, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 133 was adopted and H.B. No. 598, H.D. 1, S.D. 1, C.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, 25. Noes, none.

FINAL READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 37 (S.B. No. 1154, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 37 be adopted and S.B. No. 1154, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Trimble rose in opposition to the measure and said:

"Madam President, I rise in opposition.

"Colleagues, this bill, in part, gives the University of Hawai'i the authority to issue revenue bonds. This authority should not be lightly given. If we look around at other state departments that have this authority – highways, airports, harbors – they pledge land as collateral. And in fact they're in pretty good position because they happen to be a monopolist either in the harbor or the airport. So, we have very little to worry about in terms of knowing that somehow they will be able to come up with the income stream necessary to pay off these bonds.

"It is a very different position when we give this authority to the University of Hawai'i, which is not in the position of a monopolist to raise money. And we might find ourselves with the University of Hawai'i pledging collateral far in excess of the revenue, I mean in terms of the amount that is owed, and that we will have to come in at some later date to bail it out just to keep property and assets in the hands of the public.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 37 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 46 (S.B. No. 795, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 46 was adopted and S.B. No. 795, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Menor, Taniguchi).

Conf. Com. Rep. No. 49 (S.B. No. 837, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Baker and carried, Conf. Com. Rep. No. 49 was adopted and S.B. No. 837, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Hemmings). Excused, 2 (Bunda, Menor).

Conf. Com. Rep. No. 89 (H.B. No. 1231, H.D. 2, S.D. 2, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 89 be adopted and H.B. No. 1231, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

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

The motion was put by the Chair and carried, Conf. Com. Rep. No. 89 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 2 (Bunda, Menor).

Conf. Com. Rep. No. 90 (H.B. No. 667, H.D. 1, S.D. 2, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 90 be adopted and H.B. No. 667, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose to speak in opposition to the measure as follows:

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

"We've talked about this bill several times before. There are ongoing negotiations about Kukui Gardens. We are injecting the state and the taxpayers into this project. As has been reported in the news, it's \$25 million, but that's only half of the story. It's \$25 million this year, \$26 million next year, \$51 million initially in general obligation bonds – general obligation to the people of this state to purchase or to have an interest in this property.

"We should allow the negotiations to continue. We should have our input in the negotiations, but the state should not be acquiring more property at taxpayer expense."

Senator Baker rose in support of the measure and said:

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

"Madam President, this measure comes before us because the state has a unique opportunity to purchase land under an affordable housing project and keep it as affordable housing in perpetuity. Indeed, we're purchasing part of the parcel and another non-profit entity, who has agreed to keep the property as an affordable project for a significant period of time, has the other piece of it. This will preserve the state's option to pick up the rest of the parcel at a future date.

"I would remind my colleagues that if we were to purchase raw land and put up units, we would be looking at between

\$300 and \$400 million to do a project like that one that we are able to acquire with only \$25 million in general obligation bonds.

“There are a number of very low income seniors and others living in this project and it’s very important to preserve it in perpetuity for the purpose for which it is being acquired – low-income affordable housing.

“Thank you.”

Senator Chun Oakland rose to support the measure and said:

“Madam President, I also stand in support of this measure.

“In addition to the previous speaker’s comments, I would also like to share with the Senate that the \$25 million that is being looked at is actually supportive of the negotiations that are going on. It is a request that was made by the administration. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 90 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Bunda).

Conf. Com. Rep. No. 91 (H.B. No. 835, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Baker and carried, Conf. Com. Rep. No. 91 was adopted and H.B. No. 835, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

Conf. Com. Rep. No. 92 (H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 92 be adopted and H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

“Madam President, may I have remarks in support of this measure inserted into the Journal?”

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

“Madam President, I rise in support of this measure.

“Madam President, colleagues, this is exactly the kind of bill that we have the obligation to our constituents to pursue as a part of our multi-pronged attack on the traffic crisis in Hawaii. Traffic congestion continues to be one of the biggest concerns for the people of Maui. Traffic is not just an inconvenience to commuters, but it is also a detriment to Maui’s businesses and a threat to public safety. We need to find ways to improve and increase the capacity of our highways without the expense and visual blight of building more lanes. This measure does exactly that by using communications and information technology to resolve traffic control issues and reduce congestion by maximizing traffic flow.

“This is a wise, prudent step toward alleviating some of the traffic congestion that bogs down our State daily and I urge all of my colleagues to support it. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 92 was adopted and H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Conf. Com. Rep. No. 94 (H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 94 be adopted and H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 94 was adopted and H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 2 (Bunda, Ige).

Conf. Com. Rep. No. 95 (H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 95 be adopted and H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I rise in opposition.

“Colleagues, my opposition is very narrowly focused. It relates specifically to references for the building of OHA’s headquarters at Pier 1. I’ve talked about that two or three times before in this Session. From my perspective, their offices would be more appropriately located in the Capitol District, not at Pier 1.

“I encourage you to read the latest issue of *Hawai’i Business*. It has a nice editorial piece by former Governor Ariyoshi who says, ‘Honolulu Harbor is a non-renewable resource. We can build condominiums in many places, but we only have one Honolulu Harbor.’ He suggests that we step back, think about it, and preserve our maritime lands for maritime use.

“Thank you.”

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 95 was adopted 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,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Slom). Noes, 2 (Hemmings, Trimble). Excused, 2 (Bunda, Hooser).

Conf. Com. Rep. No. 98 (H.B. No. 869, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 98 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hooser).

Conf. Com. Rep. No. 101 (S.B. No. 1853, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Baker and carried, Conf. Com. Rep. No. 101 was adopted and S.B. No. 1853, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Hooser).

Conf. Com. Rep. No. 102 (S.B. No. 1382, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 102 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 103 (S.B. No. 1388, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 103 was adopted 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," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 105 (S.B. No. 990, S.D. 2, H.D. 3, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 105 be adopted and S.B. No. 990, S.D. 2, H.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Menor rose in support with reservations and said:

"Madam President, I just wanted to state briefly that I'm going to be voting in favor of this measure but with strong reservations."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 105 was adopted 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," having been read

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

Ayes, 24. Ayes with Reservations, 1 (Menor). Noes, none. Excused, 1 (Bunda).

Conf. Com. Rep. No. 107 (S.B. No. 1946, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Baker and carried, Conf. Com. Rep. No. 107 was adopted and S.B. No. 1946, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 110 (S.B. No. 1228, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 110 was adopted and S.B. No. 1228, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORICAL PRESERVATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Conf. Com. Rep. No. 111 (S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 111 be adopted and S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and said:

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

"Again, this bill further expands the beverage container tax measure. People were smart enough to switch from smaller containers to larger containers, but this bill will now penalize them for doing that and continues to add employees to the Department of Health; add costs to the recycling program; does not show any signs of helping the landfill situation or the original purposes for recycling; maintains at least a \$25 million surplus within the state; allows the state to benefit from the recycling, thus adding to the cost and adding to the cost of consumers greatly.

"Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 111 was adopted and S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Bunda).

Conf. Com. Rep. No. 113 (S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 113 be adopted and S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

“Madam President, may I have some remarks in support of this measure inserted into the Journal. Thank you.”

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

“Madam President, I rise to speak in favor of this measure.

“Madam President, S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1, reduces the tax burden for low to middle income resident taxpayers by establishing a graduated food/excise tax credit.

“S.B. No. 1882 is a properly structured income tax credit for food targeting lower income individuals. This targeted tax relief is estimated to cost \$24 million, and will benefit over 400,000 or 60 percent of Hawaii’s taxpayers.

“Madam President, the most recent Tax Review Commission recommended that rather than exempting food and other items from the GET (which the Tax Review Commission found to be undesirable), ‘if the Legislature finds it desirable to grant such tax relief on equity grounds, it should pursue those goals either through low-income credits against income taxes or through the appropriation and expenditure process, which enhances transparency and accountability.’ S.B. No. 1882 does exactly that.

“This progressive tax relief legislation is accomplished by expanding the currently existing low-income refundable tax credit and reinstating the ‘refundable food/excise tax credit.’ The measure:

- Creates additional income brackets and raises the income cap to increase the number of people who qualify for the credit; and
- Raises the amount of the tax credit for each bracket to provide greater tax relief for lower income families.

“Colleagues, I believe that this measure provides tax relief in a *meaningful* way to people who really need it – the working poor and the folks who are struggling to make ends meet. They need the relief this measure can provide and they need it now.

“Madam President, I urge all of my colleagues to join me in voting in favor of S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 113 was adopted and S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Conf. Com. Rep. No. 126 (H.B. No. 436, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 126 was adopted and H.B. No. 436, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Bunda).

Conf. Com. Rep. No. 129 (H.B. No. 718, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 129 be adopted and H.B. No. 718, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Ihara rose and said:

“Madam President, please note my reservations on this bill.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 129 was adopted and H.B. No. 718, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KAKAAKO,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Ihara). Noes, none. Excused, 1 (Bunda).

Conf. Com. Rep. No. 132 (H.B. No. 15, H.D. 2, S.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 132 be adopted and H.B. No. 15, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

“Madam President, I rise in opposition to the bill.

“I have no problem with the bill in general but it establishes the Felix Stipend Program Special Fund. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 132 was adopted and H.B. No. 15, H.D. 2, S.D. 2, C.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, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Bunda).

THIRD READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 1440 (H.B. No. 429, H.D. 1):

On motion by Senator Hooser, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 1440 was adopted and H.B. No. 429, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1456 (H.B. No. 504):

On motion by Senator Hooser, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 1456 was adopted and H.B. No. 504, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1459 (H.B. No. 1907, H.D. 1):

On motion by Senator Hooser, seconded by Senator Ihara and carried, Stand. Com. Rep. No. 1459 was adopted and H.B. No. 1907, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1555 (H.B. No. 581, H.D. 1):

On motion by Senator Ige, seconded by Senator Hooser and carried, Stand. Com. Rep. No. 1555 was adopted and H.B. No. 581, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1307, H.D. 2:

On motion by Senator Taniguchi, seconded by Senator Ige and carried, H.B. No. 1307, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 3:43 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:44 o'clock p.m.

Senator Slom rose on a point of personal privilege as follows:

"Madam President, I rise on a point of personal privilege.

"You know, I was reminded of this about an hour or so ago on page 39, under 11, Miscellaneous Communications, Misc. Com. No. 2 – Miscellaneous Communication from the Senate President, that would be you, and the Speaker of the House in extending our Session, extending the time in which committee reports were allowed to be filed from 12 midnight on Friday until 12 noon on Saturday. Madam President, I've been around this Capitol for a long time, and I remember the good old days when we approached the deadline and we had electric clocks with plugs and the gentlemanly thing to do is to reach up and unplug the clock at 11:59 and 55 seconds. And that was fair because everybody was in the room and everybody saw that. Making a miscellaneous communication, which is now being filed three days after the fact, I think begs the question of whether or not we really have followed the rules of the road this Session, and particularly the intent.

"I keep mentioning, as if I have to because my colleagues remind me, I'm definitely from the old school, and the old school says if you have a deadline for something, you meet the deadline. If you don't meet the deadline, it's over. That's to encourage people to be responsible and do due diligence and do their reporting on time.

"I can remember in my first or second Session when we all gathered in the House Chambers for the last part of discussion

and debate on committee reports, conference reports, signing those reports, and I remember that the Senate and House Clerks were there to receive same. And I remember quite vividly that some of those reports were handed in at 12:01 a.m. and the Clerks at the time refused to accept them because the rules said we adjourned at 12:00 midnight. And because they refused, some of those bills and some of those Conferences, even though there was a lot of explanation – well, we were running across the room, or somebody was absent, or somebody had to go to the bathroom, or this or that or whatever – we still maintained the rule.

"I think we have a real problem this Session because of the waiver of so many rules. I'm not saying that we can't do it. Obviously, the Majority can. The Majority has made the rules. But I would suggest that it sends the wrong message not only to people in this Body who may have not gotten the Miscellaneous Communication prior to it being issued, but also watching in Committees as bills that died, mysteriously and miraculously came back to life – not once, not twice, sometimes three times this Session. And it was all perfectly legal. And again we had are continuing charade of conflicts of interest and ethics approval and waivers.

"You know, I think we can only fool the public so long. We know what the intent of rules are. We know what deadlines are. And if we don't adhere to them, how can we expect the public to adhere to them? So, I think, Madam Chair, that, as I say, legally there probably is no leg to stand on because we make the rules; we break the rules; we change the rules; we waive the rules. I think that we all should be doing a much better job.

"Once we set a calendar, once we set a deadline, once we have a vote, and everybody understands what that means, we should do that and we should stick by it.

"Thank you, Madam President."

Senator Baker rose on a point of personal privilege as follows:

"Madam President, I rise on a point of personal privilege.

"Madam President, colleagues, it's unfortunate that the good representative from Hawai'i Kai didn't stay up with us until midnight that night to see exactly what did happen. The President and Speaker of the House addressed the entire body, noting that we had finished our work in terms of meeting our deadlines and voting on the conference drafts, but due to the volume of bills, some of those measures didn't have the technical opportunity to have them completed by the Clerk's Office. It wasn't that decisions weren't made, the decisions were made, but some of those reports could not be physically printed and produced.

"The Clerks were there and accepted everything that was ready. There could be no more decisions made after midnight – there were no more decisions made after midnight, and things weren't changed. But to handicap the Legislature because of ministerial kinds of actions that needed to be taken, our Leadership, both the House and the Senate, felt like that shouldn't be the case and we would lose good measures that needed to go forward.

"Yes, we make the rules and we can change the rules. But it wasn't changing the rules because we met the deadlines in terms of making the decisions, and I believe that our Leadership acted appropriately in full view of everybody that was there. It was not something that was done after. This, quite frankly, putting it on our OD is the formal piece of it, but everything

was done out in the open, in the view of the public, there was the media there, and there were others.

“It’s just unfortunate that some of our colleagues chose not to be available and not to participate in the process up until the end. Thank you, Madam President.”

Senator Slom rose in rebuttal as follows:

“Madam President, just a brief rebuttal just to let the kind Senator from Maui know that I was awake and alert and that we had 60 working days to get our business finished. And the fact of the matter is that we didn’t do it! We can make all the excuses we want. And the next time that I have a problem getting my tax returns in or something that’s required because my computer broke down, or the mail didn’t pick up my material, or copier didn’t work, I certainly want the good Senator from Maui to stand behind me and say, ‘That’s okay, it was just ministerial.’

“We enforce deadlines on everyone else in this state and we should set the example by meeting them ourselves. It’s not that we didn’t have enough time! It’s not that people didn’t show up at the right time! It’s that we didn’t get it done. Why? Because we were haggling and arguing amongst ourselves and between our good colleagues over in the House.

“Thank you, Madam President.”

Senator Hooser rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege, please.

“I don’t want to belabor the subject, but I’m also from the old school, and in the old school you show up when your responsibilities call you to show up. And I want to repeat for the record that a number, actually, on the Minority side, did not show up, were not there to represent their colleagues, and if they had been there, they could have spoken directly to the President, directly to the Speaker, directly to Leadership on both sides to express any concerns that they had.

“So I find the objection at this point in time, quite frankly, a little bit ludicrous. Thank you.”

Senator Ige rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“The Minority Leader last week had mentioned a concern about Gov. Msg. No. 693, and I just wanted to have entered into the Journal a status report of Gov. Msg. No. 693 which reflects the actions taken by the Senate Health Committee. I also wanted to have in the Journal the record of votes and would like to note that there was bipartisan unanimous decision to not advise and consent to this Governor’s nomination.

“I also wanted to share with the Minority Leader some of the misinformation that the Senate Committee on Health reviewed and used this Session in dealing with many of these issues involving the State Health Planning and Development Agency, otherwise known as SHPDA. First of all, I’m providing copies of three documents that I hope will help the Minority Leader with his homework on the next time he needs to deal with SHPDA. First is a copy of HRS 323D, Section 43, Certificate of Need, which provides the statutory framework for the certificate of need process. Next, I did want to provide a copy of Hawai’i Administrative Rules, Title 11, Chapter 186, SHPDA Certificate of Need Program, which outlines

specifically what the process involves in the administrative rules that provide for the certificate of need process. And I would note specifically, that in Subchapter 3, Criteria for Agency Reviews, it specifically lists 12 criteria that any certificate of need should be judged on, and in fact it admonishes the advisory committee to not look at anything other than these 12 criteria in evaluating certificate of need applications presented to the agency.

“And finally, I just wanted to provide the misinformation to the Minority Leader concerning the SHPDA council members orientation manual, which explicitly talks about the fact that . . . and I would like to note on the 12 criteria that popularity amongst the community is not one of the criteria, political pressure from elected leaders is not a criteria, and political posturing is not a criteria for decision making. And in fact, if he was to review the council members’ orientation guide, it explicitly prohibits ex parte contacts with anyone involved with any of the applications, which was one of the reasons why the nominee was rejected.

“So I just wanted to provide this misinformation to the Minority Leader so that he could do some of his homework. I’m certain that any of the Health Committee members would be more than willing to tutor the Minority Leader should he wish to pursue SHPDA issues in the future. It’s unfortunate that his tutor, although she may be an attorney, is not fit to serve on any of the advisory committees.

“And finally, I also would like to note that I’m quite confident I could convince my 11-year-old son to offer free-of-charge surfing lessons to the Minority Leader – at least lessons on surfing the Internet – because all of these documents are clearly identified on the website that have been put together and made available by the hardworking public servants at the agency. And I clearly would invite the Minority Leader to review more carefully the information provided on the website.

“Thank you.”

The Chair having so ordered, a record of the vote and the status of Gov. Msg. No. 693 are identified as ATTACHMENT “B” to the Journal of this day.

Senator Hemmings rose on a point of personal privilege as follows:

“Are you surprised that I’m rising on a point of personal privilege, Madam President?”

“I love you guys – really do. The chutzpah and the gall you have in insulting the intelligence of the people of Hawai’i by what you do here, especially insulting the intelligence of the people of Maui who so desperately and, yes, people are dying. They’re dying on Maui because they don’t have a well-rounded medical care system.

“I’ll tell you what I do know. I do know that in the 1980s, when I was in the House of Representatives, the federal government got rid of the CON process as a mandate because it wasn’t working. I do know that most other states who have the CON process have it very narrowly defined mostly for long-term care facilities. I do know that most other states do not have a medical care monopoly as they have for the poor people on Maui where the state is operating a hospital with no choice or no opportunity for the people of Maui. I do know that the people of Maui overwhelmingly want a second hospital there but this, in my estimation, antitrust CON process doesn’t allow it to be there.

“So, in spite of the insults from the previous speaker – personal insults – I wished he dealt with the issue. And the issue is, what is best for the people of this state, more specifically in this instance, what is safe and best for the people of Maui. It seems the people of Maui know what’s best for them, because everything I’ve heard from them is that they do want a second choice of hospital.

“But we know what this is all about. Previous speakers today really enunciated who’s running this Legislature. It’s not us. It’s a handful of political leaders and the HGEA who don’t want to see their hospital challenged by a private sector hospital. That’s why our harbors are empty – because we don’t want private sector partnership to put in marinas. We’re the last state in the nation. That’s why for 20 years this Legislature never moved on quarantine reform – because we didn’t want to upset a few jobs out at the Quarantine Station. And the list goes on and on and on and on.

“So, to the previous speaker, you can insult me personally all you want, but the facts speak for themselves of what you did and why you did it. And I’ll guarantee you the people of Maui know exactly what’s going on in spite of the smokescreen of SHPDA and the CON process that protect a state monopoly that is failing miserably.

“Thank you, Madam President.”

ADJOURNMENT

At 4:01 o’clock p.m., on motion by Senator Ige, seconded by Senator Gabbard and carried, the Senate adjourned until 10:00 o’clock a.m., Thursday, May 3, 2007.

ATTACHMENT "A"

Education Committee (EDU)

& Education-Related Measures

<p>ADMINISTRATION SB 603 SD2 HD2 CD1 Charter Schools HB 367 HD1 SD3 CD1 Substance Abuse, Screening; \$84K HB 18 HD1 SD2 HTSB; Extenuating Circumstances HB 14 HD1 SD1 CD1 Transfers Budget Functions to Dept. of Budget and Finance HB 13 HD1 SD1 CD1 Revolving Fund; Food Distribution SB 98 SD1 HD1 Public School Nurses; Health Aides Transfer HB 1670 HD2 SD2 CD1 Ingenuity Charter; \$30K SB 1820 SD1 HD2 CD1 DOE; Financing Agreements SB 95 SD1 Vacant Positions (Act 41)</p>	<p>STUDENTS SB 618 HD1 CD1 Veterans; High School Diploma HB 767 HD2 SD2 CD1 Running Start; \$50K/\$50K</p>	<p>LEARNING SB 1931 SD2 HD3 CD1 Workforce Development; \$150K/\$50K SB 885 SD2 HD3 CD1 STEM Innovation; Academies; \$2.5million/\$2.5million HB 598 HD1 SD1 CD1 Online Learning Task Force; \$50K COMMUNITY SB 613 SD2 HD2 CD1 Early Ed, Jr.K; Pre plus SB 688 SD2 HD1 CD1 Hawaii P-20 Initiative; \$50K/\$50K</p>
<p>FACILITIES HB 19 HD2 SD2 CD1 School Impact Fees SB 1092 Fix Our Schools Act 2006 (Act 34) HB 21 HD1 Asbestos Testing (Act 3) Special Purpose Revenue Bonds (SPRBs) SB 620 SD1 HD1 Hawaii Preparatory Academy; \$ HB 429 HD1 Sacred Hearts Academy; \$ HB 504 Le Jardin Academy; \$ HB 681 HD1 Hanalei Schools; \$</p>	<p>TEACHERS HB 25 HD1 SD1 Teacher Licensing; Out-of-State Teachers HB 1014 HD2 SD1 CD1 Complex Area Support; \$535K HB 777 HD2 SD2 CD1 Teach for America; \$168K HB 24 HD1 SD2 CD1 Hawaii Educator Loan Program; \$250K HB 686 SD1 HD1 CD1 National Board Certification Incentives; \$500K SB 1614 SD1 HD1 CD1 Educational Assistants' Career Ladder Program; Teacher Recruitment; Waianae Model; \$500K/\$500K</p>	<p>HB 500 HD1 SD1 CD1 – State Budget DOE R&M: \$50 million GO Bonds \$25 million DOE Electrical Upgrades: \$25 million GO Bonds Weighted Student Formula; \$20 million Information Technology; \$3.5/\$2.7 million Business Managers & Fiscal Support; \$3/\$2.7 million Teacher Mentor Program: \$2.50K/\$2.50K</p>

For further information:
 Please visit
<http://www.capitol.hawaii.gov> and go to
 bill status and documents; the bill
 information can be obtained.
Senator Norman Sakamoto
 Chair, Senate Education Committee
 Phone: 586-8585 Fax: 586-8588
sensakamoto@capitol.hawaii.gov

UNIVERSITY OF HAWAII

SB 14 SD1 HD1	BOR; Candidate Advisory Council VETOED by GOV
SB 1922 SD2 HD1 CD1	Academy Creative Media; \$150K/\$150K
SB 1283 SD2 HD2	Tobacco Settlement; UH Med School (Enrolled to GOV)
HB 1477 HD2 SD2 CD1	Primary Healthcare; Rural Areas; \$1.5/\$2.5million
HB 889 HD1 SD2 CD1	Trans; Hawaii Energy Policy Forum; \$50K
HB 15 HD2 SD2 CD1	Felix Stipend Revolving Fund
SB 1154 SD2 HD2 CD1	Projects and Purposes; Flexibility
HB 1529 HD2 SD2 CD1	Scholarship; Hiram Fong/Oren Long; \$50K
HB 1003 HD3 SD2 CD1	Hawaii Natural Energy Institute; \$300K

<p>HB 500 HD1 SD1 CD1 – State Budget UH R&M: \$72 million GO Bonds UH West Oahu Development: \$100 million Special Funds \$35 million GO Bonds UH B+ Scholarship: \$2 million Nursing Shortage Faculty Building: \$1.3/\$2.6 million Expansion of IABSOM; \$3.6/\$3.9 million AIDS Research: \$800K/300K Cancer Research: \$11 million</p>	<p>HB 500 HD1 SD1 CD1 – State Budget DOE R&M: \$50 million GO Bonds \$25 million DOE Electrical Upgrades: \$25 million GO Bonds Weighted Student Formula; \$20 million Information Technology; \$3.5/\$2.7 million Business Managers & Fiscal Support: \$3/\$2.7 million Teacher Mentor Program: \$2.50K/\$2.50K</p>
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5/1/2007

ATTACHMENT "B"**Hawaii State Legislature**

Bill Status

GM693

Generated on 8/13/2007 4:28:25 PM

Measure Title: Submitting for consideration and confirmation to the Statewide Health Coordinating Council, Gubernatorial Nominee, ELIZABETH G. FLETCHER, for a term to expire 6-30-2009.

Report Title: Statewide Health Coordinating Council

Description:

Package: None

Companion:

Introducers: None

Current Referral: HTH

Date	Status	Status Text
3/30/2007	S	Referred to HTH.
4/2/2007	S	The committee(s) on HTH has scheduled a public hearing on 04-16-07 at 1:15 pm in conference room 016.
4/16/2007	S	The committee on HTH deferred the measure.
4/18/2007	S	The committee(s) on HTH will hold a public decision making on 04-20-07 at 1:15 pm in conference room 229.
4/20/2007	S	The committee on HTH deferred the measure.
4/23/2007	S	The committee(s) on HTH will hold a public decision making on 04-25-07 at 1:20 pm in conference room 229.
4/25/2007	S	The recommendation of the committee(s) on HTH is to NOT ADVISE AND CONSENT to the nomination(s). The votes in HTH were as follows: 4 Aye(s): Senator(s) Ige, Fukunaga; Aye(s) with reservations: Senator(s) Baker, Whalen ; 0 No(es): none; and 1 Excused: Senator(s) Menor.
4/26/2007	S	Nominee Elizabeth G. Fletcher withdrawn by Governor (Gov. Msg. No. 795)

\$ = Appropriation measure

ConAm = Constitutional Amendment

SIXTIETH DAY

Thursday, May 3, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 10:17 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Thomas M. Van Culin, St. Matthew's Episcopal Church of Waimanalo, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 808 to 819) were read by the Clerk and were placed on file:

Gov. Msg. No. 808, dated May 1, 2007, transmitting her statement of objections to House Bill No. 854 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

May 1, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 854

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 854, entitled 'A Bill for an Act Relating to Continued Temporary Total Disability Benefits to Injured Employees.'

This bill allows the continuation of temporary total disability (TTD) benefits until the Director of Labor and Industrial Relations (Director) issues a decision terminating the benefits or until the employee's treating physician determines that the employee is able to resume work and the employer has made a bona fide offer of work within the employee's medical restrictions.

Currently, pursuant to section 386-31(b), Hawaii Revised Statutes, an employer/insurance carrier (employer) may terminate TTD benefits upon order of the Director or if an employee is able to return to work. The existing law provides that an employer must notify the employee and the Director of its intent to terminate TTD benefits at least two weeks prior to the date when the last payment is to be made. Section 386-31(b) also requires the notice to inform the employee that the employee may make a written request to the Director for a hearing if the employee disagrees with the employer's decision to terminate TTD benefits. Current law protects against unwarranted early termination of benefits by allowing the Labor Director to assess a twenty percent penalty against an employer who fails to continue paying an injured worker.

While I support the intent to ensure that injured workers collecting TTD benefits receive their benefits in a timely manner while preventing employers from unreasonably denying or delaying payment of TTD benefits, this bill is objectionable for the following reasons:

(1) It does not recognize that the twenty percent penalty already deters employers from terminating TTD benefits unless there is a valid and good faith basis to do so.

(2) Although this bill entitles an employer to a credit, any credit is limited to the amount paid to the employee after notification by the Director of the Director's determination. Any benefits paid prior to the decision of the Director are specifically not recoverable by the employer. Because most employers will immediately terminate benefits once they receive notice of the Director's decision, the period of credit allowed by the bill is an extremely short period of time, and more importantly, specifically excludes the period in which the employee collected benefits to which the employee was not entitled. In other words, even if the Director determines that TTD benefits should have been terminated at some prior date, an employer would not be entitled to a credit nor would it be allowed to recover any of the TTD benefits paid prior to the decision of the Director, thereby allowing a employee to retain benefits to which the employee was not entitled.

(3) The bill would needlessly increase the costs of workers' compensation claims and would also create a disincentive to return to work. More specifically, it may encourage certain employees to continue to contest returning to work because even if the Director determines the employee should and could have returned to work, the employee bears no risk for failing to do so, as the benefits the employee was paid are non-recoverable by the employer.

(4) It provides a process for an employee, but not an employer, to request a hearing. Pursuant to this bill, an employer cannot terminate TTD benefits unless the Director orders the termination of benefits or the employee's treating physician determines that the employee is able to resume work and the employer has made a bona fide offer of work within the employee's medical restrictions. The bill, however, does not provide a specific process for the employer to request a hearing, establishing inequitable treatment of the employer versus the employee through this provision.

(5) Finally, this bill establishes disincentives for an employee to return to work within a reasonable time since their wage benefits continue as long as they stay away from their job and their treating medical provider allows them to do so. Since the employee must initiate the request for a Department of Labor and Industrial Relations hearing, the bill is silent as to what happens if the employee fails to request a hearing.

For the foregoing reasons, I am returning House Bill No. 854 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 809, dated May 1, 2007, transmitting her statement of objections to House Bill No. 861 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

May 1, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 861

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 861, entitled 'A Bill for an Act Relating to Public Works.'

The purposes of this bill are as follows: (1) to require that public work projects financed through the issuance of special purpose revenue bonds (SPRBs) are reported by the Director of Finance to the Department of Labor and Industrial Relations (DLIR); (2) to require the DLIR to monitor projects where there is no governmental contracting agency for compliance with chapter 104, Hawaii Revised Statutes (H.R.S.), Hawaii's Wages and Hours of Employees on Public Works Law; 3) to make chapter 104, H.R.S., applicable to housing developed by the Hawaii Housing Finance and Development Corporation pursuant to chapter 201H, H.R.S.; and (4) to provide that, when a SPRB project party enters into a collective bargaining agreement with a bona fide labor union governing the projects party's workforce, the wages and terms provided by that collective bargaining agreement be deemed the prevailing wage and terms for that project party's work force on the public work construction project.

SPRBs are used to build hospitals, schools, early childhood education centers, utilities, housing projects, and related works deemed to be in the best interest of the general public. Often it is non-profit organizations that seek SPRBs to finance a new structure. This funding tool is used to lower interest costs of the financing for such projects. No taxpayer funds are used and taxpayers are not responsible for a default on the bonds.

Subjecting these projects to the administrative burdens in Chapter 104 runs counter to the intent and spirit of using SPRBs to help reduce expenses incurred by strictly private and non-profit entities and may actually act as a deterrent to using this financing mechanism and decrease the number of projects on behalf of the general community.

In 2003, the Attorney General's office opined that SPRB projects are public works projects as defined under Section 104-2(a) HRS and are subject to prevailing wage provisions. However, Chapter 104 requires that the public work is to be performed by a contracting government agency that oversees the work and holds the appropriated funds. However, with SPRBs, funds go directly from the lending institution to the entity building the project and no government agency oversees the work.

This bill attempts to remedy this problem by requiring the Department of Labor and Industrial Relations to act like the governmental contracting agency. However, the Department has no authority to oversee the work of a SPRB project nor would it be able to withhold funds should the non-profit or firm building the SPRB-financed project violate Chapter 104.

Furthermore, this bill specifies when an employer has entered into a collective bargaining agreement with a labor union, the terms of that agreement will be the prevailing wages on that project. This provision has the potential to create a different prevailing wage for each project and would negate current law requiring a single prevailing wage. This provision could also result in a conflict with Section 104-2(b)(2) which requires Hawaii's prevailing wages paid to workers to not be lower than the federal rates for Hawaii.

Additionally, this bill would place enforcement and monitoring functions on the Department of Labor and Industrial Relations without the commensurate resources to carry out these duties.

For the foregoing reasons, I am returning House Bill No. 861 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 810, dated May 1, 2007, transmitting her statement of objections to House Bill No. 910 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

May 1, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 910

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 910, entitled 'A Bill for an Act Relating to Public Financial Disclosure Statements.'

The purpose of this bill is to make the financial disclosure statements of the members of ten boards and commissions a matter of public record and available for inspection and duplication.

This bill is objectionable because it will adversely impact the ability of the State to attract knowledgeable and qualified volunteers to serve on boards and commissions.

Members of boards and commissions already file annual financial disclosure statements with the Ethics Commission. This allows members of the Ethics Commission to determine if conflicts of interest exist. These forms are not made public thus affording a careful balancing of the interest of the public and the privacy of the volunteers who serve. Subjecting a board member's personal financial, proprietary, and commercial information to public disclosure and duplication could adversely affect the ability of these individuals to conduct their business and maintain the confidentiality of their personal assets.

Second, this bill fails to recognize the safeguards already in place to ensure ethical behavior by board and commission members. Board and commission decisions are already subject to the Sunshine law requiring open meetings and public recording of the proceedings. Members of the public who are concerned that a conflict may exist have a reasonable opportunity to raise that concern. Furthermore, members of the public can request the Ethics Commission to investigate a commissioner or board member if they believe a conflict may be present.

Many board and commission members are subject to confirmation by the State Senate. The Senate has the opportunity and an obligation through this process to ensure that the members they are confirming will live up to the highest

ethical standards of the State. Additionally, some boards, such as the Board of Land and Natural Resources, are already subject to statutorily mandated disclosure rules that require a member to disqualify themselves from voting or participation in a discussion where they have a direct or indirect interest. This bill fails to recognize these existing safeguards.

Third, this bill singles out ten specific boards and commissions but fails to address why these boards should be subject to public disclosure while numerous other boards and commissions that serve the State will not be subject to the same requirements. Furthermore, this bill attempts to improperly equate members of boards and commissions who serve without compensation as if they were the same as paid State employees or elected officials. If this proposed bill applied only to the Public Utilities Commissioners, it would be an acceptable measure since these commissioners are full-time paid members during their tenure.

Finally, the bill is objectionable because it would change the requirements of financial disclosure in mid-stream. Because this bill would take effect upon approval it would subject existing board and commission members to new rules that were not in place at the time they agreed to serve and were appointed to their positions. Changing the rules is both unfair and inappropriate to those who are giving of their time and talents to improve the operations of State government. If the measure applied prospectively, then it would be less onerous than as currently written.

My Administration has consistently supported open and timely disclosure of potential conflicts by members of all State boards and commissions. However, this disclosure should be handled in a manner that is appropriate to the specific board, such as the current statutory requirements applicable to the Board of Land and Natural Resources. This bill fails to meet that standard.

For the foregoing reasons, I am returning House Bill No. 910 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 811, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1248 as Act 47, entitled: "RELATING TO NAME CHANGES."

Gov. Msg. No. 812, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1103 as Act 48, entitled: "RELATING TO ASIAN LUNAR NEW YEAR COMMEMORATION."

Gov. Msg. No. 813, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1328 as Act 49, entitled: "RELATING TO SENTENCING OF REPEAT OFFENDERS."

Gov. Msg. No. 814, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1336 as Act 50, entitled: "RELATING TO SANCTIONS FOR VIOLATIONS BY MORTGAGE BROKERS AND SOLICITORS COMMITTED AGAINST ELDERS."

Gov. Msg. No. 815, informing the Senate that on May 1, 2007, she signed into law Senate Bill No. 1457 as Act 51, entitled: "MAKING AN EMERGENCY APPROPRIATION

FOR THE DEVELOPMENTAL DISABILITIES DIVISION OF THE DEPARTMENT OF HEALTH."

Gov. Msg. No. 816, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1750 as Act 52, entitled: "RELATING TO PUBLIC EMPLOYMENT."

Gov. Msg. No. 817, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1018 as Act 53, entitled: "RELATING TO LIQUOR."

Gov. Msg. No. 818, informing the Senate that on May 1, 2007, she signed into law House Bill No. 389 as Act 54, entitled: "RELATING TO ELECTIONS."

Gov. Msg. No. 819, informing the Senate that on May 1, 2007, she signed into law House Bill No. 1513 as Act 55, entitled: "RELATING TO ELECTION OFFENSES."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 855 to 877) were read by the Clerk and were placed on file:

Hse. Com. No. 855, informing the Senate that H.B. No. 500, H.D. 1, S.D. 1, C.D. 1, passed Final Reading in the House of Representatives on May 1, 2007.

Hse. Com. No. 856, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 1, 2007:

H.B. No. 13, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 14, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 15, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 30, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 34, S.D. 2, C.D. 1;
H.B. No. 71, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 116, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 122, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 155, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 162, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 250, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 275, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 334, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 349, S.D. 1, C.D. 1;
H.B. No. 375, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 402, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 436, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 487, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 500, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 506, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 598, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 667, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 692, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 714, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 718, S.D. 2, C.D. 1;
H.B. No. 791, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 835, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 869, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 895, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 1005, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 1063, S.D. 1, C.D. 1;
H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 1212, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1231, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1246, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1264, S.D. 1, C.D. 1;
H.B. No. 1322, S.D. 1, C.D. 1;

H.B. No. 1337, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1364, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1370, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1372, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1503, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1518, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1608, S.D. 3, C.D. 1;
 H.B. No. 1612, S.D. 1, C.D. 1;
 H.B. No. 1614, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1628, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1630, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1646, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1899, H.D. 2, S.D. 2, C.D. 1;
 S.B. No. 12, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 17, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 46, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 56, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 58, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 138, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 139, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 149, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 162, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 188, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 228, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 618, H.D. 1, C.D. 1;
 S.B. No. 667, S.D. 3, H.D. 2, C.D. 1;
 S.B. No. 678, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 755, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 795, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 837, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 866, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 870, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 880, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 896, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 987, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 990, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 992, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1004, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1008, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1017, H.D. 1, C.D. 1;
 S.B. No. 1026, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 1060, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1154, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1161, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1182, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1222, S.D. 3, H.D. 2, C.D. 1;
 S.B. No. 1228, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1284, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1315, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1372, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1382, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1388, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1400, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 1402, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1425, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1515, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1603, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1665, H.D. 1, C.D. 1;
 S.B. No. 1672, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 1675, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1676, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1750, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1779, H.D. 3, C.D. 1;
 S.B. No. 1833, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1853, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1882, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1916, S.D. 2, H.D. 3, C.D. 1;

S.B. No. 1924, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1929, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 1943, S.D. 2, H.D. 2, C.D. 1; and
 S.B. No. 1946, S.D. 2, H.D. 2, C.D. 1.

Hse. Com. No. 857, informing the Senate that the House has reconsidered H.B. No. 10, S.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 27, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 858, informing the Senate that the House has reconsidered H.B. No. 853, H.D. 2, heretofore vetoed as set forth in a Governor's Message dated April 13, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 859, informing the Senate that the House has reconsidered H.B. No. 854, H.D. 1, S.D. 1, heretofore vetoed as set forth in a Governor's Message dated May 1, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 860, informing the Senate that the House has reconsidered H.B. No. 861, H.D. 1, S.D. 1, heretofore vetoed as set forth in a Governor's Message dated May 1, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 861, informing the Senate that the House has reconsidered H.B. No. 863, H.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 24, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 862, informing the Senate that the House has reconsidered H.B. No. 1672, heretofore vetoed as set forth in a Governor's Message dated April 16, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 863, informing the Senate that the House has reconsidered S.B. No. 14, S.D. 1, H.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 18, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 864, informing the Senate that the House has reconsidered S.B. No. 1063, S.D. 1, H.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 25, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 865, informing the Senate that the House has reconsidered S.B. No. 1642, S.D. 1, H.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 24, 2007, and approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 866, informing the Senate that the House has reconsidered S.B. No. 1816, S.D. 1, H.D. 1, heretofore vetoed as set forth in a Governor's Message dated April 26, 2007, and

approved said bill by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii is entitled.

Hse. Com. No. 867, 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. 211, H.D. 1 (S.D. 1);
 H.B. No. 249, H.D. 1 (S.D. 2);
 H.B. No. 260 (S.D. 2);
 H.B. No. 277, H.D. 1 (S.D. 2);
 H.B. No. 497, H.D. 2 (S.D. 2);
 H.B. No. 507, H.D. 2 (S.D. 1);
 H.B. No. 1155, H.D. 1 (S.D. 1);
 H.B. No. 1256, H.D. 1 (S.D. 1);
 H.B. No. 1291, H.D. 1 (S.D. 2);
 H.B. No. 1399 (S.D. 1);
 H.B. No. 1493, H.D. 2 (S.D. 1);
 H.B. No. 1570 (S.D. 1); and
 H.B. No. 1721, H.D. 1 (S.D. 2).

Hse. Com. No. 868, informing the Senate that the House reconsidered its action taken on April 5, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 870, H.D. 1 (S.D. 1).

Hse. Com. No. 869, 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. 1253, H.D. 1 (S.D. 1).

Hse. Com. No. 870, informing the Senate that the House reconsidered its action taken on April 5, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 1334, H.D. 1 (S.D. 1).

Hse. Com. No. 871, informing the Senate that the House reconsidered its action taken on April 10, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 1338, H.D. 2 (S.D. 1).

Hse. Com. No. 872, informing the Senate that the House reconsidered its action taken on April 5, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 1902 (S.D. 1).

Hse. Com. No. 873, informing the Senate that the House reconsidered its action taken on April 10, 2007, in disagreeing to the amendments proposed by the Senate to H.B. No. 1931 (S.D. 1).

Hse. Com. No. 874, informing the Senate that the House on May 1, 2007, agreed to the amendments proposed by the Senate and passed the following House bills on Final Reading:

H.B. No. 18, H.D. 1, S.D. 2;
 H.B. No. 25, H.D. 1, S.D. 1;
 H.B. No. 272, H.D. 1, S.D. 1;
 H.B. No. 513, S.D. 1;
 H.B. No. 1044, H.D. 1, S.D. 2;
 H.B. No. 1207, S.D. 1;
 H.B. No. 1227, H.D. 1, S.D. 1;
 H.B. No. 1323, S.D. 1;
 H.B. No. 1361, H.D. 1, S.D. 1;
 H.B. No. 1411, H.D. 2, S.D. 1; and
 H.B. No. 1500, H.D. 2, S.D. 2.

Hse. Com. No. 875, informing the Senate that S.C.R. No. 209, H.D. 1, C.D. 1, was adopted in Final Form by the House of Representatives on May 1, 2007.

Hse. Com. No. 876, informing the Senate that on May 1, 2007, the House discharged all House conferees to H.B. No. 1493, H.D. 2, S.D. 1.

Hse. Com. No. 877, returning S.C.R. No. 226, which was adopted by the House of Representatives on May 1, 2007.

CONFERENCE COMMITTEE REPORT AND FINAL ADOPTION

Senator Chun Oakland, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.C.R. No. 48, S.D. 1, presented a report (Conf. Com. Rep. No. 205) recommending that S.C.R. No. 48, S.D. 1, H.D. 2, as amended in C.D. 1, be Finally Adopted.

On motion by Senator Ige, seconded by Senator Whalen and carried, Conf. Com. Rep. No. 205 was adopted and S.C.R. No. 48, S.D. 1, H.D. 2, C.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROVIDE AN ANALYSIS OF THE NATURE AND SCOPE OF OPERATIONS AND SERVICES THE HAWAII DISABILITY RIGHTS CENTER IS REQUIRED TO PROVIDE, AND THE PRACTICES AND PROCEDURES IT IS AUTHORIZED TO EMPLOY, PURSUANT TO STATE AND FEDERAL LAW, RULES, REGULATIONS, AND EXECUTIVE ORDERS," was Finally Adopted.

ORDER OF THE DAY

FINAL ADOPTION

Conf. Com. Rep. No. 204 (S.C.R. No. 209, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, Conf. Com. Rep. No. 204 was adopted and S.C.R. No. 209, H.D. 1, C.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE SOCIAL AND FINANCIAL IMPACT OF MANDATORY HEALTH INSURANCE COVERAGE FOR THE USE OF MEDICAL VIGILANCE SERVICES IN ACUTE CARE HOSPITALS," was Finally Adopted.

At 10:27 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:30 o'clock a.m.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, MAY 1, 2007

Stand. Com. Rep. No. 1961 (H.C.R. No. 54):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH AN INTERIM TASK FORCE TO REVIEW THE STATE MAXIMUM ALLOWABLE COST PROGRAM'S REIMBURSEMENT POLICY AND ITS IMPACT ON SMALL, INDEPENDENT, COMMUNITY PHARMACIES," was adopted.

Stand. Com. Rep. No. 1962 (H.C.R. No. 140, H.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 140, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO COLLECT DATA AND REPORT STATISTICS RELATED TO CASES OF ABUSE OF VULNERABLE ADULTS," was adopted.

Stand. Com. Rep. No. 1963 (H.C.R. No. 344, H.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.C.R. No. 344, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO SUPPORT PROJECT CUDDLE AND ASSESS THE FEASIBILITY OF ADVERTISING ITS HOTLINE," was adopted.

Stand. Com. Rep. No. 1964 (H.C.R. No. 141):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO NEGOTIATE LOWER DRUG PRICES ON BEHALF OF MEDICARE BENEFICIARIES," was adopted.

Stand. Com. Rep. No. 1965 (H.C.R. No. 217):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO INCREASE, FOR SOCIAL SECURITY BENEFICIARIES, THE LEVELS OF PROVISIONAL INCOME, WHICH INCLUDE SOCIAL SECURITY BENEFITS, BY AN AMOUNT EQUAL TO THE FEDERAL COST OF LIVING ALLOWANCE GRANTED TO FEDERAL EMPLOYEES IN HAWAII," was adopted.

Stand. Com. Rep. No. 1966 (S.R. No. 10, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON HUMAN SERVICES AND PUBLIC HOUSING TO CONVENE A WORKING GROUP TO FURTHER STUDY RECOMMENDATIONS MADE BY THE SCR 52 TASK FORCE COMMITTEES," was adopted.

FINAL READING

S.B. No. 323, S.D. 2, H.D. 2:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 323, S.D. 2, and S.B. No. 323, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 798, S.D. 3, H.D. 2:

On motion by Senator Inouye, seconded by Senator Baker and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 798, S.D. 3, and S.B. No. 798, S.D. 3, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 121 (S.B. No. 709, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 121 was adopted and S.B. No. 709, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 122 (S.B. No. 810, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 122 was adopted and S.B. No. 810, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIMANO RIDGE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 123 (S.B. No. 1115, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 123 was adopted and S.B. No. 1115, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 124 (S.B. No. 1170, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 124 was adopted and S.B. No. 1170, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 125 (S.B. No. 932, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Baker and carried, Conf. Com. Rep. No. 125 was adopted and S.B. No. 932, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 134 (H.B. No. 104, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 134 was adopted and H.B. No. 104, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 135 (H.B. No. 531, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 135 was adopted and H.B. No. 531, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 137 (H.B. No. 90, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Baker and carried, Conf. Com. Rep. No. 137 was adopted and H.B. No. 90, H.D. 2, S.D. 2, 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, 25. Noes, none.

Conf. Com. Rep. No. 142 (H.B. No. 833, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, Conf. Com. Rep. No. 142 was adopted and H.B. No. 833, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 145 (H.B. No. 751, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 145 was adopted and H.B. No. 751, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 149 (H.B. No. 1345, H.D. 2, S.D. 3, C.D. 1):

On motion by Senator Inouye, seconded by Senator Baker and carried, Conf. Com. Rep. No. 149 was adopted and H.B. No. 1345, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 153 (H.B. No. 1171, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 153 was adopted and H.B. No. 1171, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 157 (H.B. No. 55, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ige and carried, Conf. Com. Rep. No. 157 was adopted and H.B. No. 55, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 159 (H.B. No. 843, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 159 was adopted and H.B. No. 843, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAHUKU HOSPITAL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 160 (H.B. No. 1477, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 160 was adopted and H.B. No. 1477, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 161 (H.B. No. 367, H.D. 1, S.D. 3, C.D. 1):

On motion by Senator Ige, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 161 was adopted and H.B. No. 367, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 162 (H.B. No. 1368, S.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 162 was adopted and H.B. No. 1368, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 164 (H.B. No. 400, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 164 was adopted and H.B. No. 400, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 165 (H.B. No. 399, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 165 was adopted and H.B. No. 399, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 166 (H.B. No. 1435, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 166 was adopted and H.B. No. 1435, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 167 (H.B. No. 575, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 167 was adopted and H.B. No. 575, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 168 (H.B. No. 1866, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Baker and carried, Conf. Com. Rep. No. 168 was adopted and H.B. No. 1866, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 169 (H.B. No. 1719, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 169 was adopted and H.B. No. 1719, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 172 (S.B. No. 686, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 172 was adopted and S.B. No. 686, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 173 (S.B. No. 688, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 173 was adopted and S.B. No. 688, S.D. 2, H.D. 1, C.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, 25. Noes, none.

Conf. Com. Rep. No. 174 (S.B. No. 1614, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 174 was adopted and S.B. No. 1614, S.D. 1, H.D. 1, C.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, 25. Noes, none.

Conf. Com. Rep. No. 178 (S.B. No. 600, H.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 178 be adopted and S.B. No. 600, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Fukunaga rose and said:

"Madam President, I would like to insert comments into the Journal for S.B. No. 600, Conf. Com. Rep. No. 178. Thank you."

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Madam President, I rise to speak in support of S.B. 600, S.D. 2, C.D. 1, Relating to Leasehold Conversion.

"The purpose of the measure is to encourage lessors of residential real properties to sell their fee simple interest by providing an incentive in the form of an income tax exemption for one hundred percent of the gain realized from the sale.

"By providing a capital gains tax exclusion, we believe fee owners – especially those made up of families and family trusts that may have developed a single condominium project on their property or cluster of properties – will be incentivized to sell their lease-fee interests since they would not have to defer taxes into another property. Many elderly fee owners do not want to continue real estate investing.

"This year's version of the leasehold conversion tax credit is timely in that a looming reversion issue will be upon us shortly,

when multi-family leases start to expire in 2007. It is predictable that lessees will turn to state government for relief from surrendering their homes (a last vestige of Hawaii's residential leasehold system). It would be difficult for state government to find an appropriate solution given the limited range of alternatives: allow multi-family lessees the same rights as single-family lessees (Chapter 516, HRS – mandatory conversion), or take away the fee owner's right to reversion of the property. Both are unwieldy, difficult to implement concepts.

"Hundreds of existing leasehold condominium projects throughout the state whose underlying leases will be expiring soon (and those whose lessees are willing to pursue this innovative remedy) will now be able to present an alternative, win-win solution to their fee owners: lessees would be able to obtain fee simple home ownership and fee owners can profit through reinvesting the proceeds of their property sales. For all of the above reasons, I urge members to vote favorably on S.B. 600, H.D. 2, C.D. 1."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 178 was adopted and S.B. No. 600, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 180 (S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 180 be adopted and S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Sakamoto.

Senator Fukunaga rose and said:

"Madam President, I would like to insert comments into the Journal for S.B. No. 1922, Conf. Com. Rep. No. 180. Thank you."

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Madam President, I rise to speak in favor of S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1, Relating to Creative Media.

"The purpose of this bill is to provide financial incentives and appropriate funds to grow Hawai'i's creative media industry. It would:

- Demonstrate the legislature's commitment to the University of Hawai'i's Academy for Creative Media (ACM) by appropriating funds to equip a facility for ACM through an innovative partnership with PBS Hawaii on the UH-Manoa campus.
- Establish a pilot music and enterprise learning experience (MELE) program at Honolulu Community College to develop the artistic creativity, entertainment business expertise, and technical production skills required by Hawai'i's music artists and music industry. The program will collaborate with Belmont University of Nashville, Tennessee, on the joint use of Belmont's curriculum, technical facilities and equipment specifications, training, dual credit course offerings, and will also offer internships in some of the most varied music environments in the world.

"The Academy for Creative Media is the fastest growing new program at the University of Hawai'i. Spring 2007 enrollment includes 176 students (with 60 majors) who fill 275 seats in 20 of the 32 new courses in film production, screenwriting, indigenous filmmaking, computer animation, critical studies, and video game design. In three short years, more than 350 original short films and video games have been written, directed, and produced by students that reflect their unique diversity and backgrounds. Over 48 student films were screened at film festivals from Atlanta to Shanghai, including well-attended screenings at the Hawaii International Film Festival between 2004-2006.

"ACM's founder, Hawaii-born Chris Lee has been responsible for raising and funding all of ACM's operating expenses outside of faculty salaries and basic office overhead – hardware, software, computers, cameras, sound equipment, editing equipment, etc. Over \$1,481,000 in private, foundation, federal and other innovation grants have been raised to support ACM programs since 2004.

"Why should Hawaii commit to building a creative media industry? Not only do creative media jobs offer higher-paying wages and more exciting career opportunities than our state's traditional service industry jobs. Today, it's because a rare combination of circumstances has arisen, allowing Hawaii to be competitive with wealthier, more well-established regions: modern technology (e.g., availability and access to high-speed broadband), Hawaii residents' innate story-telling skills, our island state's wholesome lifestyle, and the fact that the Asia-Pacific region is not only an emerging world-class producer of digital media entertainment products, but also potentially one of its largest consumers.

"If Hawaii fails to capitalize on its creative media assets today, other states, and other regions – like New Zealand, Singapore, Korea, China and Canada – will soon overtake us in establishing themselves as the new center for global creative media collaboration.

"As has been so eloquently stated by Chris Lee:

"Now that the Academy for Creative Media is established, and programs like Searider Productions have demonstrated the transformational power of multi-media literacy to engage our most at risk students, the DOE and UH really need to embrace and support educational opportunities in this area.

Hawaii needs to become the crossroads of the Pacific for Digital Education and the New Entertainment Industry. Let Hollywood be Hollywood, but let Hawai'i's natural constituency with the countries of the pacific rim and the rising tide of global popular culture in all its forms of video games, animation, and indigenous film be our advantage." (December 2006)"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 180 was adopted and S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 181 (H.B. No. 317, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 181 was adopted and H.B. No. 317, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 184 (H.B. No. 1083, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 184 was adopted and H.B. No. 1083, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 187 (H.B. No. 767, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 187 was adopted and H.B. No. 767, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 188 (H.B. No. 777, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 188 was adopted and H.B. No. 777, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 190 (H.B. No. 1764, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 190 was adopted and H.B. No. 1764, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF REVENUE BONDS TO ASSIST HAWAII HEALTH SYSTEMS CORPORATION OR ANY OF ITS REGIONAL SUBSIDIARY CORPORATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 191 (S.B. No. 914, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Baker and carried, Conf. Com. Rep. No. 191 was adopted and S.B. No. 914, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 192 (S.B. No. 1174, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 192 was adopted and S.B. No. 1174, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 193 (S.B. No. 613, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 193 was adopted and S.B. No. 613, S.D. 2, H.D. 2, C.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, 25. Noes, none.

Conf. Com. Rep. No. 194 (S.B. No. 885, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 194 was adopted and S.B. No. 885, S.D. 2, H.D. 3, C.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, 25. Noes, none.

Conf. Com. Rep. No. 195 (S.B. No. 603, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 195 was adopted and S.B. No. 603, S.D. 2, H.D. 2, C.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, 25. Noes, none.

Conf. Com. Rep. No. 198 (S.B. No. 907, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 198 was adopted and S.B. No. 907, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 199 (H.B. No. 1631, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Conf. Com. Rep. No. 199 was adopted and H.B. No. 1631, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 202 (H.B. No. 1529, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 202 was adopted and H.B. No. 1529, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

Conf. Com. Rep. No. 136 (H.B. No. 226, H.D. 2, S.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 136 be adopted and H.B. No. 226, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and said:

"Madam President, I rise in opposition to the bill.

"I've given this a great deal of thought, and while there are many parts of the bill I can support, basically I see this as a backdoor approach to approving the Kyoto Protocols in that when the emissions controls go into effect, they are retroactive to 1990.

"I also see, while there is requirement for legislative approval, there is an absence of broad legislative oversight. Thank you."

Senator Baker rose in support of the measure and said:

"Madam President, I rise in strong support of this important piece of environmental legislation.

"Global warming has been a concern in the scientific community for some time, but only recently after the worldwide airing of Al Gore's documentary, *An Inconvenient Truth*, has the issue come into the popular conscience. We know for our island state Hawai'i will be negatively impacted by severe hurricanes, rising sea levels and ocean acidification if humanity's contribution to global warming is not systemically slowed, stopped, and then reduced. Through H.B. No. 226, C.D. 1, Hawai'i does its part by declaring that greenhouse gas emissions shall be reduced to 1990 levels by 2020 and by creating milestones to reach that goal. The bill also creates a greenhouse gas emissions reduction task force to prepare a work plan with specified objectives and regulatory scheme to meet the state's declared policy.

"By December 2011, Hawai'i will establish emission limits applicable to sources of emissions and reporting of statewide emissions monitoring and compliance. Setting this environmental policy is consistent with other bills that contribute to greenhouse reductions now by promoting multi-level transportation through safer walking, which we passed in S.B. No. 1191; more bicycling facilities we passed in H.B. No. 497; better bottle recycling we passed in S.B. No. 1026; and previous laws on alternative energy production, energy conservation in state facilities, and support for mass transit.

"I applaud the work of the conference managers, especially the House and Senate Chairs for leadership in taking a very unwieldy measure and crafting it into a workable, doable, yet significant measure that we can all support. I urge my colleagues to join me in voting 'aye.'

"Mahalo."

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

"Madam President, I rise in opposition.

"I just hope we can get the volcano to cooperate with us."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 136 was adopted and H.B. No. 226, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Slom, Trimble, Whalen).

Conf. Com. Rep. No. 138 (H.B. No. 899, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 138 was adopted and H.B. No. 899, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 139 (H.B. No. 1221, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Baker and carried, Conf. Com. Rep. No. 139 was adopted and H.B. No. 1221, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Gabbard).

Conf. Com. Rep. No. 140 (H.B. No. 1211, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 140 was adopted and H.B. No. 1211, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 141 (H.B. No. 855, H.D. 1, S.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 141 be adopted and H.B. No. 855, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kokubun.

Senator Sakamoto rose in opposition and said:

"Madam President, I rise to speak against this measure.

"Certainly, all of us want injured workers to get proper treatment, proper medical care and I hope all of us hope that they get back to work as soon as possible. Before I came into this Body, this issue, workers' comp, and how do we balance employers, employees and providers was an important issue. If in our minds we picture a good worker who's injured and a good employer who wants that worker back to work, a lot of this, however we pass the laws many times doesn't matter in terms of getting the person back to work. It does matter on how the system deals with the injured worker, with the employer, and many times the employer has to have an insurer.

"In the case of this bill, when an injured worker is ready to come back to work under the current situation, the employer's insurer and the medical provider work with the treatment plan, and at some point the employee is deemed back to work. If we picture a good employee, that's not the issue.

"Unfortunately, some employees want to mangle and some providers want the injured worker to continue to get treatments. In years past, the chiropractors – not all of them, some of them – had used the system to continue to get more treatments – hot press, cold press, stretches, on and on and on – and that was abusing the system, and that's why the reforms of 1995 had lowered our auto insurance rates as well as the workers' comp rates, because their treatments were capped.

"This bill would allow the provider to continue to be the determinant – or would be the determinant – of how long these treatments go on. That would add costs, perhaps unnecessary treatment, and perhaps excessive treatment. That's one problem with this measure.

"The other problem is many times when we go to our doctors, ladies and gentlemen, many times the doctor says, 'You're sick, Senator? Do you want to go back to work tomorrow?' And you tell him, 'No, I'm not ready to go back to work tomorrow.' So many times the injured worker would be telling their medical provider, 'Oh, I'm not quite ready to back to work.' So, sometimes the abuse by the employee will cause the continuation of the benefits whether the employee really medically can go back to work. These procedures when challenged have to go through the hearing process and certainly we don't want more bureaucracy, more hearings, longer hearings, more delays.

"Bottom line, I believe this bill doesn't help to reduce the time to get employees back to work. It doesn't reduce the contentiousness, litigation in the hearing process. And for those measures, and there're others, I wish my colleagues to vote against this measure.

"Thank you."

Senators Menor, Kim and Nishihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 141 was adopted and H.B. No. 855, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 3 (Kim, Menor, Nishihara). Noes, 6 (Hemmings, Ige, Sakamoto, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 144 (H.B. No. 1567, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 144 was adopted and H.B. No. 1567, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 146 (H.B. No. 1572, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 146 was adopted and H.B. No. 1572, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 147 (H.B. No. 1569, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 147 was adopted and H.B. No. 1569, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 148 (H.B. No. 1568, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 148 was adopted and H.B. No. 1568, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 150 (H.B. No. 831, H.D. 2, S.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 150 be adopted and H.B. No. 831, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Gabbard rose and said:

"Madam President, I'd like to have my remarks on H.B. No. 831, H.D. 2, S.D. 1, C.D. 1, entered into the Journal. Thank you."

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madam President, I rise in strong support of H.B. No. 831.

"This bill is important because it will provide Filipino World War II veterans with the burial benefits they deserve. Thousands of Filipino veterans suffered and made the same sacrifices as veterans of this country. The least we can do is to

show our 'aloha' and allow these heroes to be buried in a dignified and honorable manner.

"Mahalo."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 150 was adopted and H.B. No. 831, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 151 (H.B. No. 24, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 151 was adopted and H.B. No. 24, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Conf. Com. Rep. No. 154 (H.B. No. 19, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 154 was adopted and H.B. No. 19, H.D. 2, S.D. 2, C.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, 22. Noes, 3 (Hemmings, Slom, Trimble).

Conf. Com. Rep. No. 155 (H.B. No. 1003, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 155 was adopted and H.B. No. 1003, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

At 10:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:46 o'clock a.m.

The President made the following observation:

"Members, the House recommitted H.B. No. 1359, C.D. 1. At this time, the Chair will entertain a motion to recommit said bill."

Conf. Com. Rep. No. 156 (H.B. No. 1359, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, Conf. Com. Rep. No. 156 and H.B. No. 1359, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 158 (H.B. No. 807, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 158 was adopted and H.B. No. 807, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 163 (H.B. No. 1220, H.D. 1, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 163 be adopted and H.B. No. 1220, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

"Madam President, I rise in opposition to the bill.

"I support the intent of the bill, but it creates another special fund so I'm voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 163 was adopted and H.B. No. 1220, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL MARKETING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 170 (H.B. No. 1352, H.D. 1, S.D. 2, C.D. 1):

Senator Nishihara moved that Conf. Com. Rep. No. 170 be adopted and H.B. No. 1352, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose with reservations and said:

"Madam President, I will support this bill with reservations.

"My reservations are that I don't think anyone has a real intention to meaningfully celebrate the 50th anniversary of statehood."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 170 was adopted and H.B. No. 1352, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Conf. Com. Rep. No. 171 (S.B. No. 1718, H.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 171 be adopted and S.B. No. 1718, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Ihara rose and said:

"Madam President, please note my reservations on this bill."

The Chair so ordered.

Senator Slom rose to speak in opposition to the measure as follows:

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

“I have real concerns about this bill, more than just reservations. I’m concerned, first of all, about whether or not the purpose of this project meets the legal requirements for the issuance of special purpose revenue bonds.

“Secondly, I’m concerned about the enormity of the project itself and whether or not it is realistic, and whether in the future, people will come back to the state to ask for financial support.

“And thirdly, I’m concerned about some of the people that supposedly are involved with this project but are not listed or not named publicly, and so we really are not sure who all of the principals are.

“Thank you.”

Senator Trimble requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 171 was adopted and S.B. No. 1718, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 2 (Ihara, Trimble). Noes, 1 (Slom).

Conf. Com. Rep. No. 175 (S.B. No. 1820, S.D. 1, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 175 be adopted and S.B. No. 1820, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

“Madam President, I have some remarks in support of this measure I’d like to have inserted into the Journal. Thank you.”

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

“Madam President, I rise in support of this bill.

“Madam President, colleagues, with the growing number of students in our public schools in some areas of the State, it is imperative we have as many tools and as much flexibility as possible to meet the demands for new facilities and improvements to existing facilities. This bill allows the Department of Education to enter into financing agreements with private entities. This should make it easier for the department to explore alternative ways to finance capital improvements in our public school system.

“This bill is particularly important to the community of Kihei on Maui, where there is a great demand for a new high school, evident by overcrowding in existing schools and difficult commutes for the students from Kihei. However, there are similar instances in other growing communities throughout the state, which shows the importance and necessity of this bill.

“The education of the children of Hawaii is a shared responsibility, and we can do our part by supporting the passage of this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 175 was adopted and S.B. No. 1820, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Conf. Com. Rep. No. 177 (S.B. No. 1133, S.D. 3, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 177 be adopted and S.B. No. 1133, S.D. 3, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

“Madam President, I wish to register my strong ‘no’ vote on this bill.

“This is one of the worst examples of legislation. We let the people believe that when we raised the rental car tax surcharge from \$2 a day to \$3 a day, it was going to sunset in three years. That sunset date is August 31st of this year, and now we’re removing the sunset date and we’re allowing this tax increase to stand.

“The argument is that it’s for the highway fund and yet we have raided the highway fund, as I’ve mentioned time and time and time again. So, even if the money were to go to the highway fund, there’s no guarantee or not any serious belief that the money will actually be used for highway purposes.

“And finally, a lot of people say, ‘Well it’s okay, it’s for rental cars for the tourists.’ And as I’ve pointed out before, at least 35 percent of rental vehicles are by local residents. So, it’s an additional tax and we’ve broken faith yet again with the people.

“Thank you.”

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

“Madam President, I rise in strong support of S.B. No. 1133, C.D. 1.

“This measure simply extends for an additional year until August 31, 2008, the sunset of the \$3 a day surcharge levied on rental cars in our state. This is not a new scheme either in Hawai’i or anyplace else, as many other states levy a similar fee on car rental users to assist in road improvements or, in some places, even airport projects.

“The State Highway Fund receives \$14 million a year from this surcharge. The cost of road repair and maintenance projects has become more expensive. Over the past several years we’ve seen the damage that floodwaters, torrential rains, and earthquakes have caused to our transportation infrastructure – rock falls on the Pali, shoreline erosion undermining some of our scenic roadways, bridge repair, just to name a few. Those emergency repairs were not factored into the highway spending plan to the extent needed.

"In addition, there are continuing requirements to upgrade our highways and add new lanes or create new routes. Due to these demands, the unencumbered balance in our highway fund has begun to decline. The continued infusion of funds will help the fund remain stable while a long-range plan is developed and the financing plan updated. That task will fall to a joint legislative task force that will work during the interim to conduct a review of the State Highway Fund, its expenditures, and other potential sources of revenue. The Legislature will continue the task force report next Session in deciding the future of the rental car surcharge.

"For now, I urge my colleagues to vote favorably on this measure. Mahalo."

Senator Hemmings rose in opposition and stated:

"Madam President, I rise to speak against this legislation.

"I think it's important that the record reflect for the intent of having the public be knowledgeable of why this fund is running a deficit and not able to pay for the emergency repairs the previous speaker spoke of. It's not due to unintended expenditures such as the emergencies. Clearly, it's due, as the good Senator from Hawai'i Kai pointed out, that this Legislature and the very people that are increasing the taxes now to replenish this fund, systematically raided the highway fund to put money in the general fund for purposes other than for fixing highways. Most of it was put in for collective bargaining pay raises, I would suggest, because we know who's first in line when it comes to getting the benefits – the taxpayers' legacy to state government.

"So, to tell us that we have to increase this tax because we have to pay for emergencies is just false. The fund is depleted because it was raided and I believe the figure was something like \$183 million in the last several years. So, the truth of the matter is that this tax is being increased because of the Legislature's fiscal irresponsibility in the past.

"Thank you, Madam President."

Senator Hooser rose in support of the measure and said:

"Madam President, I rise in support of this measure. I'll keep my remarks very brief.

"This is not a tax increase. It merely extends the sunset date. A close and honest look of past practices will show that the funds that are transferred from various funds are done so only when the state is in dire need – when budget times are very, very tight – in order to meet the basic needs of our state.

"For that reason, and others, I support this measure. Thank you."

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

The motion was put by the Chair and carried, Conf. Com. Rep. No. 177 was adopted and S.B. No. 1133, S.D. 3, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 1 (Menor). Noes, 7 (Bunda, Gabbard, Hemmings, Inouye, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 179 (S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1):

The President made the following observation:

"Members, the House has recommitted this measure. At this time, the Chair will entertain a motion to recommit said bill."

On motion by Senator Ige, seconded by Senator Whalen and carried, Conf. Com. Rep. No. 179 and S.B. No. 1034, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 183 (H.B. No. 1670, H.D. 2, S.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 183 be adopted and H.B. No. 1670, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition to the measure as follows:

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

"This is a very strange bill. As DCCA and even the HSTA had testified, it's got a lot of ambiguities and a lot of missing data and missing information. No other state in the union has tried to have a ingenuity charter corporation set up by the Legislature. It is involving private interest and labor union interest, and I would suggest if they want to send up a corporation, they should go down to DCCA and file the papers like the rest of us and start a corporation, not come to the Legislature and have a publicly funded, private corporation.

"I also apologize to the good Senator from Moanalua. I should have gotten together with him because he makes such good graphs and charts. We could have probably had one about six feet long. This is the organizational chart that is presented for this bill, and it's one of the strangest things I've ever seen in all my days of looking at organizational charts and business plans. And it really doesn't make any sense at all except that we would have organized labor unions and groups such as the American Ingenuity Alliance, nationally, and the National Inventors Hall of Fame running this Hawai'i corporation.

"As I said, there's no other corporation like this in the country. There's no other plan like this. To me, it simply is a way of funding a job for the individual who has supported this legislation for the last couple years.

"It is a bad bill, colleagues, and if you really read it and if you read the testimony, there's no way that you can support this bill. I urge you to vote 'no' on this bill. Thank you."

Senator Trimble rose in opposition to the measure and said:

"Madam President, I also rise in opposition to this measure.

"The good Senator from Hawai'i Kai forgot to mention two very salient points. The first one is that it's a for-profit corporation, and the second one is – and the reason why they need to come to us for permission to do this, if I read the bill correctly – it's a for-profit corporation that wouldn't have to pay income tax. Strange. I encourage you to vote 'no.'

"Thank you."

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

Senator Fukunaga rose in support of the measure and said:

“Madam President, I rise to speak in favor of this measure.

“This measure is really an innovative attempt to bring together inventors as well as beneficiaries who will ultimately be some of the public schools of Hawai‘i, in terms of allocating some of the potential royalties that can be derived from use of the patents which these inventors would like to put at the disposal of this entity.

“I do agree with some of the prior speakers that this is something that has not been done in any other state. However, I think that it certainly deserves further consideration since we have removed many of the sections of the bill which originally had raised alarms from DCCA as well as other departments.

“I’d just like to read briefly from the purpose clause of this measure:

‘The ingenuity company, which will be governed by a board of directors representing both the creators of intellectual property and educational or labor beneficiaries, provides an opportunity to focus the financial rewards of ingenuity on education and workforce development that will in turn lead to additional inventions and innovations. In this way, it will create a continuing incentive for seasoned inventors and for developing new talent in Hawai‘i.

‘The purpose of this Act is to establish an entity, in this case the ingenuity company, to hold patents and other intellectual property that has been acquired by the entity to fund educational initiatives contributing to increased workforce skills out of royalties generated from use of the patents; and to otherwise leverage intellectual property for the benefit of education and workforce development.’

“For these reasons, I urge my colleagues to support this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 183 was adopted and H.B. No. 1670, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE INGENUITY CHARTER,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Gabbard). Noes, 3 (Hemmings, Slom, Trimble).

Conf. Com. Rep. No. 185 (H.B. No. 1659, H.D. 2, S.D. 1, C.D. 1):

Senator Nishihara moved that Conf. Com. Rep. No. 185 be adopted and H.B. No. 1659, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 185 was adopted and H.B. No. 1659, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 1 (Ihara). Noes, 5 (Gabbard, Hemmings, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 189 (H.B. No. 1014, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Baker and carried, Conf. Com. Rep. No. 189 was adopted and H.B. No. 1014, H.D. 2, S.D. 1, C.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, 24. Noes, 1 (Hemmings).

Conf. Com. Rep. No. 196 (S.B. No. 1917, S.D. 3, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 196 was adopted and S.B. No. 1917, S.D. 3, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 200 (H.B. No. 1008, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ige and carried, Conf. Com. Rep. No. 200 was adopted and H.B. No. 1008, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN’S HEALTH CARE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 201 (H.B. No. 212, H.D. 2, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 201 be adopted and H.B. No. 212, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Baker rose in support and said:

“Madam President, I have remarks in support of this measure. May I have them inserted into the Journal? Thank you.”

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

“Madam President, I rise to speak in favor of this measure.

“H.B. No. 212, H.D. 2, S.D. 2, C.D. 1, is an ambitious effort to head off an impending healthcare crisis. It does so in the following ways:

“First, the measure empowers the citizens of Maui by:

- (1) Creating the Maui Health Initiative Task Force to develop a comprehensive strategic health plan that will determine the current and future health care needs of Maui County, develop an integrated plan for providing health care, and determine an appropriate role for Maui County health care facilities within the statewide system of emergency and trauma care; and
- (2) Requiring the State Planning and Development Agency (‘SHPDA’) to expedite the review of any application for a certificate of need whose health care service area is within Maui County and that demonstrates financial viability and meets the Hawai‘i health performance

plan relating to Maui County. In addition, any required hearings or reviews are mandated be held in Maui County.

“Your conference committee has provided \$100,000 in general funds to support the work of the Task Force which must report to the Legislature 20 days prior to the opening of the 2008 Session.

“Second, the measure establishes a mechanism for developing and maintaining a statewide comprehensive health care workforce map and database. It creates a partnership between the John A. Burns School of Medicine and SHPDA to help find solutions to Hawai‘i’s health care worker shortage.

“H.B. No. 212, C.D. 1, directs the John A. Burns School of Medicine, in cooperation with SHPDA, to:

- (1) Compile and analyze existing data on the supply and distribution of licensed health care practitioners, technicians, and other health care workers in the state by profession, specialty, and practice location;
- (2) Develop projections through 2020 of the workforce supply and demand to identify shortages;
- (3) Develop a plan to address and reduce any identified shortages of health care workers;
- (4) Develop a plan to collect and systematically update the data; and
- (5) Ensure that data collected is accurate and secure and that data specific to any practitioner is disclosed only with the express written consent of the practitioner.

“As noted by Dr. Gary Ostrander in testimony to your Committee on Ways and Means:

The data collected from this program is essential to understanding our workforce needs and to effectively address Hawai‘i’s severe shortage of health care workers, especially on the neighbor islands and in rural areas.

“With the collection and analysis of the data described above, the state will be better able to estimate the impact of different measures and make wise decisions about how to develop a health workforce that meets all of the healthcare needs of Hawai‘i. The money for the data mapping project is in the executive biennium budget bill, H.B. No. 500, C.D. 1.

“Madam President, I urge all of my colleagues to join me in voting in favor of this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 201 was adopted and H.B. No. 212, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 203 (S.B. No. 1365, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Conf. Com. Rep. No. 203 was adopted and S.B. No. 1365, S.D. 2, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Whalen). Excused, 1 (Taniguchi).

H.B. No. 1292, H.D. 1, S.D. 2, C.D. 2:

On motion by Senator Hee, seconded by Senator Baker and carried, H.B. No. 1292, H.D. 1, S.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Menor). Excused, 1 (Taniguchi).

H.B. No. 1757, H.D. 1, S.D. 3, C.D. 2:

Senator English moved that H.B. No. 1757, H.D. 1, S.D. 3, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Trimble rose in opposition to the measure as follows:

“Madam President, I rise in opposition to this measure.

“The committee report says it lowers the cost to a trucking firm of having an overweight vehicle when it is cited. Colleagues, if you have done the numbers, I think you will come to the exact opposite conclusion.

“Number one, if you look at the period of time between when the last time when the rates or the fines were increased until today, it has not taken into account inflation.

“The second thing is that even though it doubles the fines, what we’re trying to prevent is overweight vehicles going down the Pali and the risk to other motorists that that type of situation creates. It is important, to avoid situations like this, that fines be progressive, that they increase.

“And the third thing is that when you mandate a change from allowing uncontested fines to the company to merely send in a check, that cost of going to court and waiting is truly more significant to the firm than the dollar amount of the fine.

“So we have not increased the fine, we have not increased the penalty. What we have done is we have made it less onerous for people that have overweight vehicles on the road. It’s bad policy. I suggest you vote ‘no.’

“Thank you.”

Senator English rose in support of the measure and said:

“Madam President, I rise in support of the measure.

“Members, what we’ve done here is we’ve taken out the second and third tier of the fine, and we’ve taken the higher numbers as the fine after the courts came to us and said that it was clogging their system as well. I actually share some of the concerns of the previous speaker in that it does not address the weight issue, and I hope that we can take that up next year. But this deals with the fine part of the statute. And I do agree with what he said that it should be onerous. However, when the courts are overburdened, that’s where we have to come in.

“So, I ask for your support of the measure and I also invite the previous speaker to work with us next year to figure out a way to deal with the weight on the road.

“Thank you.”

Senator Baker rose in support of the measure and said:

“Madam President, I have some remarks in support of this measure on the other features of the bill that I’d like inserted into the Journal. Thank you.”

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

“Madam President, I rise to speak in favor of this measure – specifically, Part II.

“Madam President, **Part II** of H.B. No. 1757, H.D. 1, S.D. 3, C.D. 1:

- Exempts the sale of alcohol fuels from the general excise tax;
- Establishes a \$100,000 fine for producers and wholesalers who fail to pass on to the end consumer any savings realized from this exemption, with such failure deemed to be an unfair and deceptive trade practice enforceable under the powerful consumer protection provisions of HRS Chapter 480; and
- Increases the fuel tax by 1 cent per gallon.

“This measure would make it a little easier on the pocketbooks of *everyone* who needs to drive. And a lot of us *do* have to drive, and *many* of us have to drive long distances, particularly those of us on the Neighbor Islands and those, such as you, Madam President, who have long commutes to work here on Oahu.

“Exempting service stations from paying the four per cent general excise tax on each gallon of alcohol fuels sold *should* reduce the overall cost of gasoline to the consumer. Some dealers such as Aloha Petroleum have already announced their intention to do so. As I noted earlier, producers and wholesalers who fail to pass on to the end consumer the savings realized from this exemption are subject to substantial penalties.

“Madam President, the estimated revenue loss resulting from this measure is estimated to be \$32 million per year. The benefit to consumers outweighs the loss. However, as a precaution in case the economy slows more than anticipated and state tax revenues decrease too much, this GET exemption for alcohol fuels has a sunset date of June 30, 2009. Since the GET is such a regressive tax, I’m hoping we’ll be able to make the exemption permanent.

“Finally, this bill will levy a one cent increase on each gallon of fuel distributed to service stations and other business enterprises that use the fuel. This will inject sorely needed revenue of approximately \$9.2 million annually into the State Highway Fund. At a time of increasing costs and demands for repair and maintenance of our state highways, the State Highway Fund balance is projected to decline from \$91.9 million in the current fiscal year to \$5.2 million in 2013.

“We must recognize that the State Highway Fund provides moneys critical to the repair and maintenance of our state highways, and that money in the fund is used to match federal highway dollars in a 20 percent to 80 percent ratio, state to federal dollars. This measure is important for the driving public, both as a savings to their pocketbooks and as insurance that funds will be available for needed road repairs in the future.

“Madam President, I urge all of my colleagues to join me in voting in favor of this measure. Thank you.”

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

“Madam President, I rise to support the bill with reservations.

“In addition to the subject matter that was just discussed involving fees, of course the floor amendment provides an exemption from the general excise tax for liquid fuels, which is something that this Legislature should have done last year in terms of preserving the tax exemption that had already been there and which expired on December 31st, thus causing an increase in everyone’s gasoline purchase price. We will get some relief from this bill, but not for another couple of months as we watch the gasoline prices rising. And the other feature of the bill is that it raises the gasoline license tax by one penny per gallon.

“So, again we’re faced with poison pills. I will vote reluctantly with reservations, as I say, because the consumers of this state need, deserve, and should have had the exemption last year.

“Thank you.”

The motion was put by the Chair and carried, H.B. No. 1757, H.D. 1, S.D. 3, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Slom). Noes, 1 (Trimble). Excused, 1 (Taniguchi).

S.B. No. 1931, S.D. 2, H.D. 3, C.D. 2:

On motion by Senator Sakamoto, seconded by Senator Baker and carried, S.B. No. 1931, S.D. 2, H.D. 3, C.D. 2, 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, 24. Noes, none. Excused, 1 (Taniguchi).

H.B. No. 310, H.D. 2, S.D. 2, C.D. 2:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, H.B. No. 310, H.D. 2, S.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2:

Senator Kokubun moved that H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Gabbard rose in support of the measure and said:

“Madam President, I just wanted to have my remarks entered into the . . . actually, I want to give my remarks.

“Thank you, Madam President, and also to Senator Kokubun for allowing me to serve on this Hawai‘i 2050 Sustainability Task Force. I’ve been to the community meetings on Saturday mornings with Senator Nishihara and also in the evenings, and I think it’s a very important process to see people actually getting involved in what we want Hawai‘i to look like in 2050.

“So again, I would like to say, ‘thank you.’ And as you all know, the funding will go toward allowing us to complete this very important planning process.

“Thank you.”

Senator Slom rose in opposition to the measure and said:

“Madam President, again, we have many fine points in this bill. It covers a lot of different areas, but it also creates yet another special fund, so I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STATE PLANNING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1792, S.D. 3, H.D. 3, C.D. 2:

Senator Ige moved that S.B. No. 1792, S.D. 3, H.D. 3, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Hemmings rose in opposition to the measure and said:

“Madam President, I rise to speak against S.B. No. 1792.

“A laudable goal – and that is to create some sort of system where the people that live under the health umbrella of the Hawai‘i Health Care Systems Corporation would have more control of their destiny. And I’d like to suggest that in trying to determine how they could do that, to look at the reasons why they don’t and look at the reasons why Hawai‘i Health Care Systems hemorrhages \$40-45 million a year where taxpayers have to subsidize the operation, and look at the reasons why oftentimes healthcare of individuals is imperiled, especially on the island of Maui where they need air ambulance service to bring people to Oahu to get certain services where I believe they don’t even have adequate neonatal services for the newborns that are born prematurely in dire need of immediate care.

“And the reasons have to do with bureaucracy that a regional health care organization made up of people of Maui will have no control over – the labor cost, management’s ability to be flexible. We just passed a bill not too long ago that’s going to allow labor unions’ collective bargaining agreements to preempt state law.

“Also, just the other day in a sad presentation here on the Floor, the Chairman of the Health Committee actually pointed out a sad truth regarding the ability of the people of Maui or the people of the state to control their destiny when it comes to health care. They can’t because it’s controlled by an untethered bureaucracy through SHPDA and the CON process. This bill would do nothing to preempt area organizations, both public and private, from doing anything in the medical care field to benefit the dying and the needy because first they’ll have to go through the SHPDA CON process.

“And as we heard from the Chairman of the Committee on Health, the public’s input is to be disregarded. The alleged 12-criterion law is to be disregarded because the SHPDA bureaucrats and most especially the Chairman of SHPDA knows better. And the last thing we want is to have an organization such as an area board subsidiary of HHSC making

decisions that would go against the 12 points as outlined in the material produced by SHPDA, not codified by law, I might add.

“So, though we’re being told that, ‘My gosh, the problems of HHSC and the people on Maui are going to be solved and those others living under the umbrella of this state monopolistic hospital system will be solved with this corporation,’ the facts are that they won’t. And I think the words articulated by the Chairman of the Committee on Health, especially on the CON SHPDA process regarding the people controlling their destinies, speak louder than mine.

“Thank you, Madam President.”

Senator Baker rose in support of the measure and stated:

“Madam President, I rise in strong support of this measure.

“Madam President and colleagues, despite what the Minority Leader has said, this measure actually fulfills the original recommendation made back in 1994 when the blue ribbon panel was convened to consider how to best organize what was then a division of community hospitals in the Department of Health. It called for then, and we’re enacting with this measure today, a series of regional system boards to provide local community governance to the facilities that are part of Hawai‘i Health Systems Corporation.

“We’re empowering the local regions, we’re reengaging the community stakeholders, and we’re preserving the best features of the system – a system that has provided leadership to help the facilities advance and to take up the cause of providing cutting edge, leading edge services to their residents. It’s not the quality of the health care that’s provided in our regions that brought this forth. It has to do with giving the regions the ability to respond more nimbly, more quickly, more directly, more appropriately to the needs that are found uniquely in each of the five regions of this system.

“Some of the facilities are long-term care facilities; some are thriving acute care hospitals providing services found no place else in the state; some of them are very small, critical access hospitals – each of them with their unique needs and each of them serving a very important role. The system over time has changed; health care has changed; the delivery of those services have changed, and it’s time that our system evolves, and that’s what this measure does.

“I want to commend the executive CEO of the HHSC for the leadership that he’s shown along with the board members that have brought the system to this point.

“The purpose of this measure is to take our public hospital system into the next decade and beyond. I would note for the record that while initially some of it was characterized as Maui only, there is widespread support among the other regions of Hilo, Kauai, Kona, and Oahu. I’m pleased that once people looked at the measure they found a measure with merit. There was a lot of give and take back and forth. In the end there was a realization that we’ve got a framework here that can provide a more responsive and more efficient system. And while no bill that any human person drafts is going to be perfect, it is a starting point to ensure that our regions have an opportunity to take ownership of their facilities and the system which was really designed for them.

“So, I thank my colleagues on the Health Committee and the Conference Committee and others who have worked with us to craft something that will help move the Hawai‘i Health Systems Corporation forward. While not solving every problem that

might ever exist with either the corporation or the system or health care in our state, it moves us light years forward.

“Mahalo.”

Senator Hemmings rose in rebuttal and said:

“Madam President, I rise to rebut the previous comments.

“I won’t belabor the point but I think the good Senator from Maui underscored my point quite accurately. These rules were first proposed in 1994 and now 13 years later allegedly something is going to be done that will have some consequence on healthcare on Maui and the other islands that are under the HHSC process.

“I would suggest to the people of Maui especially, that why 13 years later this has become such an urgent issue could be answered in one quick way – because on Maui, the people of that island have spoken clearly they want Malulani Hospital as an alternative to Maui Memorial. And I would further suggest that it would be in the people of Maui’s best interest to have two hospitals. Maui Memorial has some specialties that they do very well, but they have others that they don’t. I think those two hospitals could complement each other if Malulani was allowed into the marketplace.

“Here on Oahu, we have no state hospital. The private sector does a wonderful job of providing alternatives and specialties in different areas to serve all the medical needs of the people of Oahu. And I would suggest that in a constructive basis the same could be done on Maui. But this bill is precipitated by that issue, not necessarily doing what’s best for the people of Maui.

“I’ll read into the record at the appropriate time what the rules do say regarding the will of people concerning the process by which medical services can be brought to them.

“Thank you, Madam President.”

Senator Baker rose and said:

“Madam President, I rise in brief response to the Minority Leader’s rebuttal.

“First, just to correct a couple of items, there is an Oahu region of HHSC. It will soon be populated with three hospitals – Kahuku, Leahi, and Maluhia. They are distinct and different, but they serve an important part of the population here on Oahu. While it’s certainly true that the bulk of the facilities in the HHSC system are on the neighbor islands, if we did not have those facilities, there would be more than just a few people flown to the island of Oahu for their health care.

“With regard to some of the other allegations that the good Senator made, I invite him to come to Maui to take a tour of Maui Memorial, to go up to Kula, maybe even go over to Lanai, to see some of the health care that is provided there in a very fine and efficient manner. I would also note that health care, unlike retail sales, depends on economies of scale for the physicians to maintain their skills, their talents. While I think my constituents and perhaps every constituent of every Senator in here would like to be able to access every conceivable health service they might ever need on their own island without having to travel very far to get it, it is not realistic. It is not possible. That’s why we have centers of excellence even among the HHSC hospitals that provide certain services while others do not. It would not be cost efficient. We could not find the sufficient appropriate personnel. And it would not make sense for the doctors to perform one or two or three procedures within

a specialty per year. Their skills would not be appropriately maintained, and I would submit that we probably wouldn’t want to go to a doctor who wasn’t proficient.

“That’s why even with all of the wonderful care that is provided on Maui, on Hilo, in Kauai, on Oahu, some of our citizens need to travel outside of their region or the state to get their care. I submit that because of the size of our state and the size of our population, there are going to be some services that will forever be delivered elsewhere. That doesn’t mean that we shouldn’t strive to have the best and the most that we can provide for our citizens, because I think that’s all of our goal. Your Health Committee over the past number of years, including this year under the leadership of the Senator from Pearl City, has sought to make more services and more activities available throughout our state to improve the healthcare for all of our citizens.

“Madam President, this is a measure that will help to move the system forward. It will help us to be more efficient. It will help us to provide the kind of services that our citizens want.

“On a final note, let’s put Malulani to rest. Triad Hospitals was going to be the operations partner and the financing partner for this particular vision of a few folks on Maui. The deal died not because of a failed CON but because Triad was purchased by Community Hospitals and they do not have the ability now to provide financial backing. So this hospital, Malulani, CON or not, is not a live proposal anymore. It’s time to stop beating that horse and let’s all work together to provide for the kind of services we need on Maui and elsewhere. It is time to come together as we will through the health initiative task force that we just passed in H.B. No. 212 to do that.

“We can provide more care. We can provide better care, and if we all work together, it’s a much more efficient operation. Mahalo.”

Senator Ige rose in rebuttal as follows:

“Madam President, I just wanted to rise briefly on a point of rebuttal.

“I just wanted to clarify that in my comments on Tuesday I said that there was no place for political interference. I did not say community involvement. Clearly, SHPDA is an executive agency which was built as a partnership between Hawai’i’s healthcare industry and communities statewide. The whole process is built on involving the communities in the decisions and planning for development of healthcare facilities.

“Thank you.”

Senator Hooser rose in support the measure and said:

“Madam President, I rise in support of this measure.

“Madam President, this is about making good healthcare better, and I want to applaud the Senate Health Chair and the Health Committee members as well as the Chair of Ways and Means, the former Senate Health Chair, for the hard work that this has taken to get the bill to this point.

“Members, you know, anyone who has followed this issue knows that it’s been back and forth and in some areas it’s been relatively contentious, but we’ve come to a place now where people who were initially opposed to this measure are now applauding the measure and saying that it will be good for healthcare – rural healthcare especially – in the HHSC system and in rural areas around out state.

"I also want to applaud for the record, publicly, the good doctors, nurses, and administrators that serve in our HHSC hospitals. I visited and toured and met with Maui Memorial doctors and administrators, and nurses, and employees, and I have first-hand experience on Kauai with Kauai Veterans Memorial Hospital. And I want to just say for the record that these are good people providing excellent services to the people in my community and on Maui and elsewhere in the state. This measure will help to give them the tools to do an even better job.

"On Kauai, we have private hospitals and we have HHSC hospitals. And quite honestly, there are people on Kauai who actually seek out the services of Kauai Veterans Memorial Hospital because they do a better job than the other hospitals do. I think that's really the key – hospitals working together, all of us working together to support good healthcare in our state. Every hospital, healthcare providers all over our state struggle with similar issues, and this bill will go a long way toward making our system stronger for our entire community.

"I have to say I am in strong support of this bill. I started out with some reservations, but after working with the proponents of the measure and having full and complete confidence that those proponents will work together with communities around our state to continue to look at this issue and to address concerns that may arise in the future and resolve any challenges that may remain. For that reason, I'm urging my colleagues to vote in support of this measure.

"Thank you."

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

The motion was put by the Chair and carried, S.B. No. 1792, S.D. 3, H.D. 3, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Bunda). Noes, 3 (Gabbard, Hemmings, Slom).

S.B. No. 1803, S.D. 1, H.D. 1, C.D. 2:

Senator Taniguchi moved that S.B. No. 1803, S.D. 1, H.D. 1, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Taniguchi rose in support of the measure and said:

"Madam President, I would like to request that I be allowed to insert comments in support of this measure into the Journal. Thank you."

The Chair having so ordered, Senator Taniguchi's remarks read as follows:

"Affordable health insurance is one of the State's most pressing concerns. Many of Hawai'i's workers are subscribers of individual plans provided by Hawai'i's insurers. Because individual plans and group health plans with one or few number of employees are not part of larger employee pools, health insurance premiums for individual plans are generally more expensive than large group health plans. The cost of health insurance, particularly for self-employed workers, single employee corporations or partnerships, and small business group health plans with few number of employees are of significant concern to Hawai'i's business and general community.

"S.B. 1803, C.D. 2 is intended to permit insurers to offer a different plan to employer groups of one (sole proprietors, one person corporations and partnerships) compared to what they offer to employer groups of two or more, upon a determination by the Insurance Commissioner that the insurer can adequately deliver services to enrollees of additional groups given its obligations to existing employer groups. This is intended to provide the Division of Insurance the authority and duty to allow broader combinations of insurance benefits. This measure will also provide consumers with greater choices in their health insurance provider. Expanding the available insurance coverage options will increase competition to the consumers' benefit."

Senator Hee rose to speak in favor of the measure and stated:

"Madam President, I rise to speak in favor of this measure.

"Colleagues, it is the purpose and intent of this measure to expand access to health insurance by allowing broader coverage for less cost. S.B. No. 1803, C.D. 2, targets coverage to self-employed workers and businesses with one or very few employees. This measure provides greater flexibility for small insurers to provide comprehensive coverage to small businesses at a lesser cost.

"One of the reasons for this legislation is that in the past year, the current administration has chosen to interpret Hawai'i law in a different way than it has ever been interpreted before to prohibit combining drug and medical coverage; or from combining medical, dental, and drug; or any other combination of health related coverage into one insurance policy by small insurers. Numerous Hawai'i laws already permit combining various types of health coverage under one policy and this should be encouraged, not discouraged, to help provide the broadest health coverage possible for Hawai'i residents. This administration has chosen to consider these combined benefits as a violation of state anti-tying laws, even though regardless that the U.S. Supreme Court has made clear that a company with less than 30 percent market share has no coercive power in the marketplace and cannot violate federal anti-tying laws as articulated in *Jefferson Parish Hospital v Hyde*.

"Consistent with the federal standard, it is the Legislature's intent to encourage the existing practice by smaller accident and sickness insurers to bundle different classes of insurance such as health, dental, and vision together, thereby continuing the historical acceptance of this practice by small insurers who lack coercive power in the marketplace. In these circumstances, bundling provides broader healthcare coverage in single, unified policies, ultimately resulting in lower overall premiums, fostering greater competition within the Hawai'i insurance market place, and providing consumers with greater flexibility, coverage, and pricing options.

"Thank you, Madam President."

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

"Madam President, I rise in support of this bill with reservations.

"I know a little bit about small businesses and small business access to medical care, have been involved in negotiations for medical coverage for nearly three decades. I know that we are the only state in the Union that has the compulsory Prepaid Healthcare Act which forces employers to provide medical care. I know also that until about six years ago, most of the healthcare providers in Hawai'i did provide healthcare to small

business groups and small businesses, including sole proprietors and independent contractors, but they stopped doing that at that period of time. And we also take cognizance of the fact that if we look at how many health insurers there were a decade ago and now, we find that there are a lot fewer.

“So, saying all of that, the problem has been for small businesses and small employee associations to once again have access to the same kinds of discounts and rates that larger businesses and larger groups had. That was one of the major purposes of this bill, and I applaud that bill right down to the conference draft and right down to Floor Amendment No. 27 which changed one word. The one word that’s changed in this amendment and causes my reservation is ‘shall.’ The word used to be ‘may.’ The insurance commissioner ‘may’ exempt certain group health plans offered. Now, the one-word change in that C.D. is that the insurance commissioner ‘must’ exempt certain small business insurer groups as defined.

“My reading and knowledge of the market shows me that there’s only one business healthcare provider that is affected by this and qualified, and I think that if we’re going to be passing regulatory legislation and we say it’s for the consumers and we say it’s for small business, then in fact it should help all small businesses. What this does is to exempt the benefits for any business that has only one employee, and recent statistics and data show a growing number of businesses in Hawai‘i with only one employee.

“So, the overall intent and purpose is a good one, but the change of this one word is going to be harmful to a lot of small businesses. Overall, however, I think the bill is more beneficial and that’s why I’ll vote for it with reservations.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 1803, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

H.B. No. 964, H.D. 1, S.D. 2, C.D. 2:

On motion by Senator Ige, seconded by Senator Hee and carried, H.B. No. 964, H.D. 1, S.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

H.B. No. 928, H.D. 1, S.D. 2, C.D. 2:

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, H.B. No. 928, H.D. 1, S.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOCIAL SERVICES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

H.B. No. 1004, H.D. 2, S.D. 1, C.D. 2:

On motion by Senator Taniguchi, seconded by Senator Baker and carried, H.B. No. 1004, H.D. 2, S.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONSUMER ADVOCACY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 148, S.D. 2, H.D. 1, C.D. 2:

Senator Baker moved that S.B. No. 148, S.D. 2, H.D. 1, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

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

“This bill is a sham and a fraud. It skirts the constitutional requirement for a refund or rebate to every taxpayer. And while the lawyers are arguing this and the Attorney General is debating whether or not every taxpayer can mean only selective taxpayers, several things are clear. We had a substantial surplus. I know two days ago the Senate Majority Leader disputed the fact that there ever was a surplus. However, his colleagues in the House then an hour later had a press conference presenting a document and graph as to where the surplus went. We all know where the surplus has gone.

“The fact that we are selecting only a small group of people with limited income, I think, is reprehensible. They were not the people that primarily provided this surplus – it was the middle class and even the upper class that have provided information and also resources and particularly the taxes that went into this surplus. The Constitution has never been defined thusly before. We have plenty of programs that give to the poor or to selected groups. This mandated a refund or rebate to taxpayers, and anyone reading this would say that that is all of us who paid.

“And finally, to add insult to injury and to give the one thousandth cut, not only did we only appropriate approximately \$25 million out of a \$20 billion budget for tax relief, but it is only effective starting with the taxable year 2008, which means that the miniscule amount that will be returned to the very few will not be returned until 2009.

“Thank you.”

Senator Hemmings rose to oppose the measure and said:

“Madam President, I rise to speak against S.B. No. 148, relating to income tax credits.

“This is another in a long series of legislation that paints a pretty picture of helping the little guy, but in fact does little or nothing to help. In the past, we referred to these bills as ‘Trojan Horse bills’ or ‘facades’ where the appearances change, and this is just another one. I’m sure there are going to be Majority Party members that stand up and say, ‘This is a tax cut for the poor and why should we give a tax rebate to everybody, including the rich.’ Well, one of the reasons is because that’s what the Constitution says.

“But the other thing is, if you really look at this proposed tax cut, it really does not help the working poor. And I’ll enter into the record once again in case my colleagues across the aisle have not heard it, they, under total control of this Legislature and the laws of the State of Hawai‘i, tax the working poor the most of any other state in the Nation. Our standard deductions are less, and as a result, those on the lower end of the pay scale pay taxes in Hawai‘i, where in other states and at the federal level, they do not. The lowest 20 percentile of the wage earners of Hawai‘i – the poor – pay the highest percentage of their income in taxes in the State of Hawai‘i, while year in and year

out Majority Party members stand up and decry tax cuts for the rich and how it can help the poor.

"I would also suggest that the real poor, the people that really need our help – help like not taxing them for being hungry and sick – aren't even going to file tax returns. Do you think the people living in tents in Waianae on the beach have the wherewithal and the money and the opportunity to file tax returns and collect this rebate? I don't think so.

"So, this is another one of those great Majority Party efforts to tell the people of Hawai'i we've ridden in on a white horse and saved you once again, when in fact it's just the opposite. The working poor continue to suffer in an oppressive economy with being the highest taxed people in the Nation.

"I urge my colleagues to vote 'no' on this bill and to come back and give the people something they really deserve by cutting taxes on the poor rather than finding tricky ways to deceive them into thinking they're going to get their money back.

"Thank you, Madam President."

Senator Baker rose to speak in support of the measure and said:

"Madam President, I rise in strong support of this measure.

"Madam President, colleagues, S.B. No. 148, C.D. 1, does in fact provide for satisfaction of the Hawai'i State Constitutional mandate requiring that taxpayers receive tax credit or refund as provided by law whenever the balance of the state general fund exceeds five percent of general revenues for each of two successive fiscal years. In other words, by law, the Legislature may define taxpayers, determine whether to give a refund or a credit, and to determine the size of the refund or credit. I would note for the record that in previous times when we have provided rebates, business taxpayers have not received one. It is the Legislature who defines what the term 'taxpayer' means.

"S.B. 148, C.D. 1, is a progressive tax credit. It provides for a graduated tax credit based on federal adjustable gross income to help low-income taxpayers. During the Floor discussion at the 1978 Constitutional Convention regarding this credit, Delegate Nozaki said it well when she stated: 'I speak in favor of this amendment, which comes down on the side of the hard-pressed taxpayers of our State.' This *targeted* tax relief is estimated to cost \$26 million and will benefit over 600,000 people.

"Colleagues, as is the case with another of our tax relief measures (S.B. 1882, C.D. 1, our low-income food/excise tax credit bill), I believe that this measure comes down on the side of people who really need it – the working poor and the folks who are struggling to make ends meet.

"In response to the Minority Leader's suggestion that these folks will not be able to file a tax return to receive this credit back, what one of the floor amendments did was to make sure that it was refundable, and in other measures we have provided grants-in-aid to organizations that target individuals to help them not only claim the federal EITC credit, but they can help with this one as well.

"Madam President, I urge all of my colleagues to join me in support of this measure because I think it fulfills the mandate and provides some relief where it's needed. Mahalo."

The motion was put by the Chair and carried, S.B. No. 148, S.D. 2, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO INCOME TAX CREDIT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Bunda, Whalen).

At 11:42 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 820 and 821) were read by the Clerk and were placed on file:

Gov. Msg. No. 820, dated May 1, 2007, transmitting the 2005-2006 Annual Report, prepared by the Hawaii State Foundation on Culture and the Arts pursuant to Section 9-3, HRS.

Gov. Msg. No. 821, dated May 2, 2007, transmitting the Comprehensive Annual Financial Report of the State of Hawaii for the Fiscal Year Ended June 30, 2006, prepared by the Comptroller pursuant to Section 40-5, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 878 to 885) were read by the Clerk and were placed on file:

Hse. Com. No. 878, returning S.C.R. No. 24, S.D. 1, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 879, returning S.C.R. No. 25, S.D. 1, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 880, returning S.C.R. No. 91, S.D. 1, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 881, returning S.C.R. No. 137, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 882, returning S.C.R. No. 178, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 883, returning S.C.R. No. 197, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 884, returning S.C.R. No. 213, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 885, returning S.C.R. No. 220, S.D. 1, which was adopted by the House of Representatives on May 1, 2007.

ADOPTION OF A HOUSE CONCURRENT RESOLUTION

Senator Menor, Chair of the Committee on Energy and Environment, requested that the joint referral of H.C.R. No. 174 to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs be waived.

Senator Menor noted:

"Madam President, the reason I'm requesting this waiver is because this reso, which would require the Department of Land and Natural Resources to report to the Legislature on certain

aquatic surf resources in the State and to look at funding a study on the feasibility of constructing artificial reefs, obviously addresses some important issues. However, I was recently informed that the Senate companion was not going to move out of the House. So, as such, I am respectfully requesting my colleagues to support the waiver of the referral of this particular reso so we can vote on it today.”

The Chair then granted the waiver.

H.C.R. No. 174:

On motion by Senator Menor, seconded by Senator Kokubun and carried, H.C.R. No. 174, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON CERTAIN AQUATIC SURF RESOURCES IN THE STATE INCLUDING THE COST OF FUNDING A STUDY ON THE FEASIBILITY OF CONSTRUCTING ARTIFICIAL REEFS,” was adopted.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MOTIONS TO OVERRIDE VETOES

H.B. No. 10, S.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Ige moved that the Senate override the veto of H.B. No. 10, S.D. 1, as contained in Gov. Msg. No. 807, seconded by Senator Taniguchi.

Senator Ige rose and said:

“Madam President, I request a Roll Call vote.”

The motion was put by the Chair and, Roll Call vote having been requested, the veto of H.B. No. 10, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 3 (Bunda, Inouye, Whalen).

H.B. No. 861, H.D. 1, S.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hee moved that the Senate override the veto of H.B. No. 861, H.D. 1, S.D. 1, as contained in Gov. Msg. No. 809, seconded by Senator Baker.

Senator Hee rose in support of the motion to override and said:

“Madam President, before I begin, it should be noted that the changes to the law made by this measure do not apply to projects that are financed by the proceeds of special purpose revenue bonds authorized prior to 2008.

“This bill, Madam President and colleagues, is a prospective bill and it does require, just as the Governor had said, that when an employer entered into a collective bargaining agreement with a labor union, the terms of that agreement will be the prevailing wages on that project whether or not they are SPRBs. For that reason, colleagues, I urge an override vote.

“Thank you.”

Senator Hemmings rose and said:

“Madam President, we’d like to ask for a Roll Call vote on this and the remaining bills on the agenda. Thank you.”

The Chair so ordered.

The motion was put by the Chair and, Roll Call vote having been requested, the veto of H.B. No. 861, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORKS,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Gabbard, Hemmings, Slom, Trimble). Excused, 3 (Bunda, Inouye, Whalen).

H.B. No. 863, H.D. 1:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Hee moved that the Senate override the veto of H.B. No. 863, H.D. 1, as contained in Gov. Msg. No. 792, seconded by Senator Kokubun.

Senator Hee rose to support the override as follows:

“Madam President, colleagues, this is, again, a prevailing wage bill. This bill would require that in any public works project where more than 50 percent of the project is of the state or political subdivision leases or is assigned more than 50 percent of the project, that prevailing wages shall be agreed to be paid.

“Thank you, Madam President.”

The motion was put by the Chair and, Roll Call vote having been requested, the veto of H.B. No. 863, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Hemmings, Slom, Trimble). Excused, 3 (Bunda, Inouye, Whalen).

H.B. No. 1672:

In accordance with Article III, Section 17, of the Hawaii State Constitution, Senator Baker moved that the Senate override the veto of H.B. No. 1672, as contained in Gov. Msg. No. 758, seconded by Senator Tsutsui.

Senator Baker rose to support the motion and said:

“Madam President, colleagues, this measure would de-link the legislative service agency heads’ and chief deputies’ salaries from the executive salary schedule. We think this is inappropriate, as we are a separate branch of government.”

Senator Hemmings rose in support and said:

“Madam President, I rise to speak in favor of the motion.

“Madam President, because I’m departing from the Governor’s wishes on this, I think it’s important that the record reflect that I do agree with the previous speaker that we are a separate branch of government and we should be able to compensate our people accordingly. But I have to enter into the

record the message that the Governor gave us that in many instances deputy directors in legislative agencies will be making considerably more than directors in the executive branch of government – directors who in their employ have hundreds of people and have budgets of millions of dollars and more, as opposed to the legislative agencies who are oftentimes 7, 10, 15, or 20 people and have very miniscule budgets.

“Obviously, the executive branch of government’s responsibilities and work and scope of work is much more extensive, warranting them to get more pay. Having said that, in all fairness, if we are giving raises indexed to allow legislative branch of government employees to make more than executive branch agency directors, the honest thing to do would be to next year consider some realistic compensation for the executive branch of government.

“Nevertheless, I think the previous speaker’s point is well taken regarding separation of powers and compensation accordingly. And I just hope that this Legislature, with any degree of fairness and bipartisanship, will look at the opportunity to pay the people in the executive branch of government a fair and adequate wage in relationship with the work they do.

“Thank you, Madam President.”

The motion was put by the Chair and, Roll Call vote having been requested, the veto of H.B. No. 1672, entitled: “A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Gabbard, Slom, Trimble). Excused, 3 (Bunda, Inouye, Whalen).

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 149 to 153) were read by the Clerk and were disposed as follows:

Senate Resolution

No. 149 “SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO APPROVE THE JOURNAL OF THIS SENATE FOR THE SIXTIETH DAY.”

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.R. No. 149 was adopted.

No. 150 “SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE.”

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.R. No. 150 was adopted.

No. 151 “SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT.”

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.R. No. 151 was adopted.

No. 152 “SENATE RESOLUTION REGARDING COMPLETION OF THE WORK OF THE TWENTY-FOURTH LEGISLATURE SUBSEQUENT TO THE ADJOURNMENT THEREOF.”

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.R. No. 152 was adopted.

No. 153 “SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE.”

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.R. No. 153 was adopted.

Senator Hemmings, Minority Leader, rose to deliver his closing remarks as follows:

“Madam President, I rise on a point of personal privilege to give a Minority perspective and recap on this past Session.

“Madam President, congratulations to the Majority Party. It seems that we have some new leadership and it’s resulted in some changes in the Senate. Procedurally, some of those changes have been beneficial and more transparent. I would have to say, in others, they haven’t been as transparent and they certainly have not been bipartisan, especially in relationship to the compensation our good employees make here at the Legislature.

“I do want to enter into the record, Madam President, some prepared comments on a contentious issue of several days ago regarding SHPDA and the CON process. I certainly don’t want to drag out that long process again. I want to say to the Chairman of the Health Committee of the Senate that, while I respect him personally, we just happen to disagree on this issue. Where I’ll tremendously agree with him is that his son is probably way better than me surfing on the Internet. I will concede that my 10-year old son also is way better than me, but I think that’s more indicative of the age that we’re in rather than his interest in the subjects at hand.

“In looking at what we did this Session, I would like to refer back to the Opening Day and the word that was so popular, Madam President. I think it’s a word that is worth considering in everything we do, especially in our island state, and that’s ‘sustainability.’ What we did in this Session was we sustained the status quo of how this government operates, and more importantly, who it operates for. It’s important that we look at how we do it. And I would suggest in the near future that people are not only going to consider what this Legislature did, because the truth of the matter is, when you look at the big picture, we didn’t accomplish any earth-shattering changes.

“We didn’t do much is probably what some will say is good, but how we did some things will be a subject of controversy, most especially is how we used our constitutional duty to advise and consent to the Governor’s nominations to cabinet positions. It’s readily apparent to us in the Minority and to, I would suggest, many in the public, including the usually sympathetic editorials of the two daily papers to the Majority point of view, that that whole process constituted a predetermined indictment and conviction of the nominees until such time as they could prove themselves worthy of advise and consent. And I would suggest that would have been very difficult under the circumstances.

“For the first time, subpoenas were utilized to bring to the table alleged unwilling testifiers. And for the first time, it was mentioned on numerous occasions about hearsay testimony and anonymous testimony. How sad that we would pass judgment on anybody by hearsay, gossip, and anonymous testimony. For the first time, we used closed hearings. How sad we would pass judgment on someone without the opportunity of that person to, in this case, address their accusers and at least have an inkling of what they said and the ability to address those charges.

“I think we’re all here because we believe in democracy and we believe that everybody is equal under the law, and that the law should be administered fairly and equally. But I would suggest that there are some people in the process more equal than others, and that there are some special interests that stand in line first in this Legislature.

“I would further suggest that the evidence and record of what we do year in and year out will clearly validate my suspicion. First in line are the government employee unions, most especially HGEA, UPW. When it comes time to make a budget, what this Legislature has done in the past and what it continues to do is put their desires before even the sick, the hungry, and the needy. It wasn’t too long ago that we raided special funds that earmarked money for human services and put them in a raid bill so that the general fund would look bloated enough so the labor unions could exploit binding arbitration. With the exception of one courageous leader in this Senate, we remember that the Senate reversed itself on right to strike and gave back to the system collective bargaining as mandated through binding arbitration. So there really is no downside risk to the labor unions having to go on strike to have their voice heard.

“I would like to remind everybody here that according to national statistics we’re number one in the Nation for employees in relationship to workers, or to population. I’d like to remind everyone that oftentimes we call public employees public servants when in fact the numbers are just the opposite. Our research uncovered that a janitor in public employ makes, with fringe benefits and wages, \$38,000 a year. The same janitor in private sector makes about \$26,000 a year.

“I’d like to remind the Majority Party that the fringe benefits of public employees are unprecedented in the Nation with the number of paid days off, the number of accrued holidays, sick leave, health care benefits for life, so much so, that if the Majority Party was making a budget based on the future rather than just flying by the seat of their pants from year to year as we do, they would see that these unfunded mandates, especially the healthcare as the newspapers so accurately pointed out, amounts to billions of dollars in the future.

“I certainly don’t want anyone to misunderstand. I truly believe that the vast majority of the public employees, especially the HGEA members, do a good job, but I also further understand they’re adequately compensated. I also understand that we’re all living in this economy together. And I would suggest to the heads of the unions, especially HGEA and our good friends there, that they’re not living in an isolated economy. Union members share in the bounty or the lack of in this economy along with everyone else, Madam President and colleagues. Their kids oftentimes go to school in public schools where they’re not getting the \$2.7 billion education that we’re paying for and they deserve. They work in an economy where we have the highest prices of taxes, of food, and of basic services. They get stuck in traffic just like the rest of us.

“So the question I would ask is, do we want to continue to have this Legislature answer to one special interest group first and foremost before any other, including the needy, at the

expense of the entire state, including those in the unions? I would suggest that we have to bring balance back to the system, that we have to consider everyone when we make decisions, not just those who campaign so hard to get us reelected at election time. I would suggest that the hallmark of this Legislature is becoming more and more apparent that this process does not serve all the people equally; that some get preferential treatment by the legislative process, but paid for more by the working men and women in Hawai‘i.

“I would further suggest, Madam President, that what we have done, especially this year, is further strengthen the hand of this special interest at the expense of everybody, including themselves – the members of the rank and file of the labor unions – who are far exceeding the point of diminishing returns in what should be an island state that is prospering with opportunity and economic prosperity.

“So, in summarizing this Session, under your new Leadership, Madam President, I would say in some ways you’ve made some progress in certain areas; in other ways, we have sustained the status quo. Ultimately, I hope an informed people make a decision on what’s best for them in the future. And I’m hoping that in the second year of this biennium Legislature we come back and undo some of the injustices we perpetrated during this Session.

“Thank you, Madam President.”

The President then delivered her closing remarks as follows:

“Members of the Senate, four months ago when I spoke at the opening of my first Legislative Session as Senate President, I talked about challenges and how much there was that needed to be done – the need to help our working families, the demand for housing, and the concerns of the next generation over whether they will find real opportunities and a comfortable life in this place we all love and in a place that we all call our home. Many of the Chairs and many of the members took on the challenges of heading Committees that they had not head before, and the members all served diligently with their new Chairs. And yes, of course, in any situation where we are going forward and making changes, we may have our ups and downs, but I would like to say to all the members on both sides of the aisle that it has been an honor and a pleasure to have been the President for this Session. And I think all the Chairs have made us all very proud.

“I would like to, however, put the record straight on certain things. First of all, when you talk about whether or not the Legislature is in the back pockets of the unions and you speak to the collective bargaining, I was actually going to applaud the Administration this year because this is one of the few times that we’ve actually seen collective bargaining result as a function of collective bargaining – in other words, that they negotiated it. They did not resort to binding arbitration. And what does that mean? It means exactly that – that what they did was they agreed. That made it, for this Body, the decision was whether we would agree to what the Administration decided in its wisdom among its administrators and the union as to what would be the appropriate pay raise and benefits for the working people. And I think that’s a great example that what this Administration did was negotiate, and it made it simply a matter for us of affirming it – affirming what they did. So let’s not get confused with binding arbitration when it in fact did not take place.

“We’ve also heard criticisms throughout this Session about our confirmation process. Let’s also look at that very carefully. This Body faced almost 400 confirmations – almost 400. Two hit the newspapers – Iwalani White and Peter Young.

“Let’s start first with Iwalani White. No one can say that the Senate is in the back pocket of the unions. After all, UPW testified in favor of Iwalani White and they are the major union when it comes to PSD. In addition to that, Senator Espero, who was the new Chair of PSD, did a very good job, so much so that he received emails from the Governor applauding him for a fair Session. So, because the media doesn’t agree, that doesn’t make it that we were wrong. It doesn’t make that the nine subpoenas that he requested were wrong. And, what the Senate did was follow the recommendation of that Chair.

“That brings us to Peter Young, where I think that committee members of the Water, Land, Agriculture and Hawaiian Affairs Committee should be applauded for doing an amazing job. And let us also be clear on the record as to what happened in that situation. It was not the Committee’s decision to be behind closed doors. It was in fact the Attorney General who requested that it be behind closed doors so that he could protect the ongoing investigation that he had. What the Committee did was everything it could to facilitate and accommodate and receive all the information that it needed to come before this Body to make the appropriate recommendation.

“That Committee took four days. Yes, four very long days. They were the ones who were meeting into the night listening to the testimony. And for that, they should not be faulted. Yes, the media may not have agreed, but that doesn’t make what they did any less important and it doesn’t make the decision of this Senate wrong because of that. It was not the choice of this Body that we would in essence have a situation which resulted in what people may say are closed door sessions which they really are executive sessions called upon by the request of the Attorney General.

“Now, we as a Body should take great pride in what we have accomplished. We have allocated new funds to housing for one thing – and that is to give new people, more families, a new place to live. We have provided tax relief to those who need it most. Yes, people may disagree in that they may feel that they don’t pay really the bulk of the taxes so why should they get the refunds? It is because they need it. And we have heard, many of us have heard from our constituents that let us give that tax relief to the people who want it and need it. And look, look at what many of our constituents have said, ‘Don’t give us back \$100 or \$25, fix the schools, or take care of the homeless.’ And that is what this Body did, and I applaud the Chair of Ways and Means and the Finance Chair for developing a method by which we could get the monies and the funds to those who need it because I believe that that is an appropriate role of government and we have not ignored that responsibility.

“We have relieved the burden of high gasoline prices by saving families close to \$32 million, and our students should find their schools to be a better place. Look at the bills we passed in this Session. We know, under the real true leadership of Senator Sakamoto, that K-12 education, we provided their high priority items, and in many situations provided more than what the Governor’s budget actually requested. There’s \$50 million in general funds for repairs and maintenance of the schools; \$40 million for aid to schools for adjustments for the weighted student formula.

“I believe that we have affirmed our commitment to education of our most precious treasures – our children – with budget allocations totaling \$2.4 billion. And remember part of that are the teachers. I am very glad that the teachers reached an agreement in collective bargaining and I cannot impress upon everyone how significant that is – that what they bargained for, no one may be all happy with it but that is what they bargained for and that was what this Legislature affirmed

in our votes earlier on collective bargaining items. For our very vulnerable children, we provided an extra \$2.5 million in general funds plus \$2.2 million in federal funds for the Child Protective Services. This was about a half-million dollars more than what the Administration requested.

“At the beginning of Session, 857 families faced uncertainty as to whether or not their affordable housing would remain affordable. We all know this as the Kukui Gardens. We responded with a budget commitment that would guarantee that those 857 units remain affordable. But, this too is a significant act in and of itself, because what this showed is that when the Governor’s Office, Speaker, as well as the Senate work together and in a very short period of time came up with a plan that would maintain 11 acres in state control. And the remaining acreage of the 22 acres that comprise Kukui Gardens, of the other half, the 400-plus units for the next 55 years will remain affordable. And that is the guarantee made by the developer. So, we are maintaining and keeping the numbers in affordable in a very important part of our community. Again, it shows that when we work together, we’re able to accomplish things. But, issues such as this somehow fall by the wayside because it seems to move a bit too smoothly and it doesn’t catch anyone’s interest.

“To help address our housing crisis, we appropriated nearly \$4.4 million over the next two years to operate homeless shelters, provide necessary services, and where possible, provide intervention services to prevent families from becoming homeless. We’re providing \$15 million over the next year to be deposited into the rental housing trust fund, enabling additional gap equity, low-interest loans or grants to be available to developers of affordable rental housing.

“At this point I ask that you permit me to digress on something because I don’t want the image to be that somehow the homeless are unable or lack the wherewithal to file tax returns to get some kind of refund. Because, please be assured, the bulk of the homeless, like I said on Opening Day, are on my coast – the Waianae Coast. The bulk of the homeless that we are assisting on the Waianae Coast are those who you would classify as working poor. They’re not on the beaches because they want to be on the beaches. They’re not on the beaches because they don’t have jobs or they don’t know how to do things like file tax returns. Be assured, many of them are there because they just happen to be down on their luck and they need a little bit of help. So, please, do not feel that the homeless on the Waianae Coast somehow are less than everyone else. They just happen to be less on luck.

“Tax relief on a progressive scale will ease the economic burden on those in the community who most need help. We have provided an \$80 million total tax relief package, returning dollars to the pockets of those who can truly benefit. Now, that is significant, especially when it comes to the issues of the food credits, and again, on how we would handle the issue of the rebates. And I believe that we have handled it well, bearing in mind what the obligations of government is.

“Yes, by addressing the needs of our community it may mean spending more money, and we have taken other actions that are so necessary. The Kupuna Caucus, of course, that has been something very passionately shepherded by Senator Chun Oakland with the assistance of Senator Ihara and we have looked at the fraud and financial manipulation and we’ve taken action to protect that.

“And let us also not forget that we have done something today – and that’s with the greenhouse emission law that we just passed, which is probably one of the most progressive in the Nation at this time.

“We have protected agricultural lands. One of the items in the budget that we haven’t really taken accolades for is the fact that we are there to preserve ag lands in Kunia, or the Del Monte lands. There is an appropriation of over \$8 million to do that.

“And we have considered how do we help our workers, and we have done that through the workforce development efforts that we have all enacted in this Legislative Session.

“I am confident in saying that each and every one of us on both sides of the aisle, whatever our political or philosophical differences may be, we have brought to the job the sweat and focus and the purpose of working for what we respectively believe is in the interest of the people of the State of Hawai‘i. We may not agree, but you know what? That’s good. I may not agree with the Minority Leader and I definitely do not agree most of the time with my good friend, the Senator from Hawai‘i Kai, but that doesn’t mean that we’re not working for the purposes that we all believe in. And that’s part of this. But the democratic process is one where we make our cases, we argue our points, and we vote. And simply because we are Democrats who happen to be the Majority doesn’t mean in and of itself that we blindly follow anything that may be proposed by the Democrats. I believe as a member of the Senate that the one thing that I have admired about the Senate as an institution is the fact that we are 25 very independent people, and our votes show it. If you step back and don’t harp on the differences and you look at the measures that we have voted together on, you will find that the differences are just a minor percentage. But we seem to sort of lose sight of how well we, as a Body, have worked together.

“The challenge that faces us every Session is a reminder that there is more that we need to do. The fact that we stand here and we disagree about whether we’ve accomplished anything is great because that means we all recognize that there is more to do.

“When I first stood here to give the Opening Day speech, I said, ‘This is just the beginning of a journey. It is not something that we will end in this Session.’ It’s impossible. We have too much to do. And I also agree with the Minority Leader on one point – which is that next Session we will come back, we will do better, and we will work together better on some issues, and we will not work together on some issues, because that’s the wonderment of the democratic process.

“Members, again, it has been an honor and a pleasure to be your Senate President for this Session and I look forward to us all convening in the upcoming Session. It would also not be proper for me to simply end without thanking the people that we must thank, and that is of course, our Senate Clerk, Carol Taniguchi; our Assistant Clerk, who’s here in spirit, Laurel Johnston; and our Sergeant-at-Arms, Ben Villaflor; and our Assistant, Jayson Watts, over there; and all of our staff and everyone else that makes us work and makes us function – Capitol TV, who makes it accessible; the Public Access Room that takes the brunt of the emails for us though we have tried to assist them.

“Members, thank you very much. This is a Session that I believe we can all leave here very proud of. Thank you so much.”

The President then made the following announcement:

“What we are going to do this Session that we have not done in the past, members, with all of your permission is, Senator Gabbard wants us, and rightfully so, to leave on a very high

note, so I’d like to turn it over to him and you can select those that need to assist you, but bear in mind, some of them cannot carry a note.”

Senator Hooser rose on a point of personal privilege as follows:

“Madam President, before Senator Gabbard, I just have a point of personal privilege, if I could.

“On behalf of the Senate Majority, Madam President, I wanted to offer our thanks and mahalo to you for doing such a great job this Session. We’re all busy people, but we can only imagine the work, the pressure, the stress that goes with the Office of the President, and you’ve done an exceptional job and we want to thank you for that.

“Another thing, Madam President, we want to wish you a happy birthday. It’s my understanding your birthday is tomorrow and many of us won’t be here tomorrow, so on behalf of the Senate Majority and I’m sure that the Minority will join us in that we want to just say ‘Happy Birthday’ and thank you for all the hard work that you’ve done this year.”

The President responded.

“Thank you very much. I do want the *Star-Bulletin* to note something – I was not part of the class of ’56 of St. Andrews Priory. I would take it that they were maybe trying to give me a message. I hope it was that I looked pretty good for somebody who graduated in the year 1956 from St. Andrews Priory, but thank you very much.”

Senator Gabbard rose on a point of personal privilege as follows:

“Madam President, I rise on a point of personal privilege.

“First of all, I would like to say mahalo also to the Senate Clerk’s Office, to Ben and everybody in the Sergeant-of-Arms and the Senate Minority Office as well as the Senate Majority Office, and also to you, my colleagues, for making this freshman season a very interesting one, to say the least.

“I would also like to follow in the lead of the good Senator from Maui in Senate District 6. At the beginning of this Session he asked for forgiveness, and I would like to ask for forgiveness from my colleagues – if I’ve offended you in any way, I ask for your forgiveness.

“I would like to have us all join in. This is going to be a group thing. It’s a song that we all know and love – ‘Hawai‘i Aloha’ – written by Pastor Lorenzo Lyons back in the 1800s. Unfortunately, we always used to sing one verse and the chorus, and it’s kind of at the end, so today we’re going to sing all three verses, and I’ve asked some of my colleagues to join me. It’s going to be a bilingual effort – we’ll do it in Hawaiian and in English. So, please stand and join me.

“Thank you.”

At this time, the members of the Senate rose and joined hands to sing “Hawai‘i Aloha.”

At 12:47 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:39 o’clock p.m.

ADJOURNMENT

Senator Ige moved that the Senate of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, adjourn Sine Die, seconded by Senator Gabbard and carried.

At 1:39 o'clock p.m., the President rapped her gavel and declared the Senate of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, adjourned Sine Die.

**GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE**

Gov. Msg. No. 822, informing the Senate that on May 9, 2007, the Lt. Gov. signed into law Senate Bill No. 1947 as Act 64, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Gov. Msg. No. 823, informing the Senate that on May 9, 2007, the Lt. Gov. signed into law House Bill No. 1372 as Act 65, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH."

Gov. Msg. No. 824, informing the Senate that on May 9, 2007, the Lt. Gov. signed into law House Bill No. 1370 as Act 66, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION."

Gov. Msg. No. 825, informing the Senate that on May 11, 2007, the Lt. Gov. signed into law House Bill No. 1227 as Act 67, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR RISK MANAGEMENT."

Gov. Msg. No. 826, informing the Senate that on May 11, 2007, the Lt. Gov. signed into law House Bill No. 1338 as Act 68, entitled: "MAKING EMERGENCY APPROPRIATIONS FOR THE DIVISION OF CONSUMER ADVOCACY."

Gov. Msg. No. 827, informing the Senate that on May 16, 2007, she signed into law Senate Bill No. 1528 as Act 69, entitled: "RELATING TO TRAFFIC INFRACTIONS."

Gov. Msg. No. 828, informing the Senate that on May 16, 2007, she signed into law House Bill No. 1379 as Act 70, entitled: "RELATING TO EMPLOYMENT SECURITY LAW."

Gov. Msg. No. 829, informing the Senate that on May 16, 2007, she signed into law House Bill No. 1641 as Act 71, entitled: "RELATING TO PESTICIDES."

Gov. Msg. No. 830, informing the Senate that on May 16, 2007, she signed into law Senate Bill No. 55 as Act 72, entitled: "RELATING TO DENTISTRY."

Gov. Msg. No. 831, informing the Senate that on May 16, 2007, she signed into law Senate Bill No. 840 as Act 73, entitled: "RELATING TO KIKALA-KEOKEA."

Gov. Msg. No. 832, informing the Senate that on May 18, 2007, she signed into law Senate Bill No. 784 as Act 74, entitled: "RELATING TO DRIVER LICENSING."

Gov. Msg. No. 833, informing the Senate that on May 18, 2007, she signed into law House Bill No. 1063 as Act 75, entitled: "RELATING TO THE HAWAII NATIONAL GUARD."

Gov. Msg. No. 834, informing the Senate that on May 18, 2007, she signed into law House Bill No. 1231 as Act 76, entitled: "MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Gov. Msg. No. 835, informing the Senate that on May 18, 2007, she signed into law House Bill No. 277 as Act 77,

entitled: "RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES."

Gov. Msg. No. 836, informing the Senate that on May 18, 2007, she signed into law House Bill No. 1345 as Act 78, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR NATURAL DISASTERS."

Gov. Msg. No. 837, informing the Senate that on May 21, 2007, she signed into law House Bill No. 1721 as Act 79, entitled: "RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES PERSONNEL."

Gov. Msg. No. 838, informing the Senate that on May 21, 2007, she signed into law Senate Bill No. 1402 as Act 80, entitled: "RELATING TO THE LOSS MITIGATION GRANT FUND."

Gov. Msg. No. 839, informing the Senate that on May 21, 2007, she signed into law Senate Bill No. 1425 as Act 81, entitled: "RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER."

Gov. Msg. No. 840, informing the Senate that on May 21, 2007, she signed into law Senate Bill No. 795 as Act 82, entitled: "RELATING TO BUILDING CODES."

Gov. Msg. No. 841, informing the Senate that on May 22, 2007, she signed into law House Bill No. 692 as Act 83, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 842, informing the Senate that on May 22, 2007, she signed into law House Bill No. 1411 as Act 84, entitled: "RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Gov. Msg. No. 843, informing the Senate that on May 22, 2007, she signed into law Senate Bill No. 1529 as Act 85, entitled: "RELATING TO TRAFFIC INFRACTIONS."

Gov. Msg. No. 844, informing the Senate that on May 23, 2007, she signed into law House Bill No. 211 as Act 86, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC."

Gov. Msg. No. 845, informing the Senate that on May 23, 2007, she signed into law Senate Bill No. 56 as Act 87, entitled: "RELATING TO JURY SERVICE."

Gov. Msg. No. 846, informing the Senate that on May 23, 2007, she signed into law House Bill No. 1253 as Act 88, entitled: "RELATING TO THE HAWAII RULES OF EVIDENCE."

Gov. Msg. No. 847, informing the Senate that on May 23, 2007, she signed into law Senate Bill No. 798 as Act 89, entitled: "RELATING TO DISASTER RELIEF."

Gov. Msg. No. 848, informing the Senate that on May 23, 2007, she signed into law House Bill No. 1368 as Act 90, entitled: "RELATING TO THE HOSPITAL AND MEDICAL FACILITIES SPECIAL FUND."

Gov. Msg. No. 849, informing the Senate that on May 23, 2007, she signed into law Senate Bill No. 1675 as Act 91, entitled: "RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS."

Gov. Msg. No. 850, informing the Senate that on May 23, 2007, she signed into law House Bill No. 1044 as Act 92, entitled: "RELATING TO PRESCRIPTION DRUGS."

Gov. Msg. No. 851, informing the Senate that on May 24, 2007, she signed into law House Bill No. 807 as Act 93, entitled: "RELATING TO CAREGIVING."

Gov. Msg. No. 852, informing the Senate that on May 24, 2007, she signed into law Senate Bill No. 1400 as Act 94, entitled: "RELATING TO FINANCIAL ABUSE."

Gov. Msg. No. 853, informing the Senate that on May 24, 2007, she signed into law House Bill No. 1306 as Act 95, entitled: "RELATING TO ENHANCED PENALTIES FOR SECURITIES VIOLATIONS COMMITTED AGAINST ELDERS."

Gov. Msg. No. 854, informing the Senate that on May 24, 2007, she signed into law Senate Bill No. 1182 as Act 96, entitled: "RELATING TO NEEDS ALLOWANCE."

Gov. Msg. No. 855, informing the Senate that on May 25, 2007, she signed into law House Bill No. 1399 as Act 97, entitled: "RELATING TO INCARCERATED PERSONS."

Gov. Msg. No. 856, informing the Senate that on May 25, 2007, she signed into law House Bill No. 1155 as Act 98, entitled: "RELATING TO CRIMINAL PROPERTY DAMAGE."

Gov. Msg. No. 857, informing the Senate that on May 25, 2007, she signed into law House Bill No. 14 as Act 99, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 858, informing the Senate that on May 25, 2007, she signed into law House Bill No. 831 as Act 100, entitled: "RELATING TO VETERAN BURIAL GRANTS."

Gov. Msg. No. 859, informing the Senate that on May 25, 2007, she signed into law Senate Bill No. 618 as Act 101, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 860, informing the Senate that on May 28, 2007, she signed into law Senate Bill No. 139 as Act 102, entitled: "RELATING TO CIGARETTE TAX."

Gov. Msg. No. 861, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 992 as Act 103, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 862, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 1924 as Act 104, entitled: "RELATING TO LANDS CONTROLLED BY THE STATE."

Gov. Msg. No. 863, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 98 as Act 105, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 864, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 1779 as Act 106, entitled: "RELATING TO CHILDREN."

Gov. Msg. No. 865, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 1170 as Act 107, entitled: "RELATING TO CHILDREN."

Gov. Msg. No. 866, informing the Senate that on May 29, 2007, she signed into law Senate Bill No. 1161 as Act 108, entitled: "RELATING TO DOMESTIC ABUSE."

Gov. Msg. No. 867, informing the Senate that on May 29, 2007, she signed into law House Bill No. 714 as Act 109, entitled: "RELATING TO EMERGENCY VEHICLES."

Gov. Msg. No. 868, informing the Senate that on May 30, 2007, she signed into law House Bill No. 1500 as Act 110, entitled: "RELATING TO EMPLOYMENT SECURITY."

Gov. Msg. No. 869, informing the Senate that on May 30, 2007, she signed into law Senate Bill No. 885 as Act 111, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 870, informing the Senate that on May 31, 2007, she signed into law House Bill No. 1529 as Act 112, entitled: "RELATING TO LEGISLATIVE SCHOLARSHIP PROGRAMS AT THE UNIVERSITY OF HAWAII."

Gov. Msg. No. 871, informing the Senate that on May 31, 2007, she signed into law House Bill No. 843 as Act 113, entitled: "RELATING TO KAHUKU HOSPITAL."

Gov. Msg. No. 872, informing the Senate that on June 1, 2007, she signed into law Senate Bill No. 1665 as Act 114, entitled: "RELATING TO ANIMALS."

Gov. Msg. No. 873, informing the Senate that on June 1, 2007, she signed into law Senate Bill No. 603 as Act 115, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 874, informing the Senate that on June 1, 2007, she signed into law Senate Bill No. 620 as Act 116, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY."

Gov. Msg. No. 875, informing the Senate that on June 1, 2007, she signed into law House Bill No. 429 as Act 117, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SACRED HEARTS ACADEMY."

Gov. Msg. No. 876, informing the Senate that on June 1, 2007, she signed into law House Bill No. 504 as Act 118, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY."

Gov. Msg. No. 877, informing the Senate that on June 1, 2007, she signed into law House Bill No. 581 as Act 119, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HANALANI SCHOOLS."

Gov. Msg. No. 878, informing the Senate that on June 4, 2007, she signed into law House Bill No. 1220 as Act 120, entitled: "RELATING TO AGRICULTURAL MARKETING."

Gov. Msg. No. 879, informing the Senate that on June 4, 2007, she signed into law House Bill No. 155 as Act 121, entitled: "RELATING TO THE DEPARTMENT OF TRANSPORTATION."

Gov. Msg. No. 880, informing the Senate that on June 4, 2007, she signed into law House Bill No. 1210 as Act 122, entitled: "RELATING TO JURORS AND PROSPECTIVE JURORS."

Gov. Msg. No. 881, informing the Senate that on June 4, 2007, she signed into law House Bill No. 751 as Act 123, entitled: "RELATING TO EMPLOYMENT SECURITY."

Gov. Msg. No. 882, informing the Senate that on June 4, 2007, she signed into law House Bill No. 55 as Act 124, entitled: "RELATING TO YOUTH SUICIDE PREVENTION."

Gov. Msg. No. 883, informing the Senate that on June 4, 2007, she signed into law House Bill No. 375 as Act 125, entitled: "RELATING TO PEDESTRIANS' RIGHT OF WAY."

Gov. Msg. No. 884, informing the Senate that on June 4, 2007, she signed into law Senate Bill No. 1372 as Act 126, entitled: "RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS."

Gov. Msg. No. 885, informing the Senate that on June 4, 2007, she signed into law House Bill No. 250 as Act 127, entitled: "RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION."

Gov. Msg. No. 886, informing the Senate that on June 4, 2007, she signed into law House Bill No. 506 as Act 128, entitled: "RELATING TO ETHANOL."

Gov. Msg. No. 887, informing the Senate that on June 5, 2007, she signed into law House Bill No. 249 as Act 129, entitled: "RELATING TO HUNTING TOURISM."

Gov. Msg. No. 888, informing the Senate that on June 5, 2007, she signed into law House Bill No. 791 as Act 130, entitled: "RELATING TO GASOLINE."

Gov. Msg. No. 889, informing the Senate that on June 5, 2007, she signed into law House Bill No. 104 as Act 131, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 890, informing the Senate that on June 5, 2007, she signed into law House Bill No. 1568 as Act 132, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 891, informing the Senate that on June 5, 2007, she signed into law House Bill No. 1569 as Act 133, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 892, informing the Senate that on June 5, 2007, she signed into law House Bill No. 1567 as Act 134, entitled: "RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."

Gov. Msg. No. 892, informing the Senate that on June 5, 2007, she signed into law House Bill No. 1570 as Act 135, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 894, informing the Senate that on June 5, 2007, she signed into law House Bill No. 1572 as Act 136, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 895, informing the Senate that on June 5, 2007, she signed into law Senate Bill No. 1382 as Act 137, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 896, informing the Senate that on June 5, 2007, she signed into law Senate Bill No. 1388 as Act 138, entitled: "MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Gov. Msg. No. 897, informing the Senate that on June 6, 2007, she signed into law Senate Bill No. 1515 as Act 139, entitled: "RELATING TO THE DEPARTMENT OF TRANSPORTATION."

Gov. Msg. No. 898, informing the Senate that on June 6, 2007, she signed into law House Bill No. 1352 as Act 140, entitled: "ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD."

Gov. Msg. No. 899, informing the Senate that on June 6, 2007, she signed into law House Bill No. 1608 as Act 141, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 900, informing the Senate that on June 6, 2007, she signed into law Senate Bill No. 1929 as Act 142, entitled: "RELATING TO PUBLIC PROCUREMENT."

Gov. Msg. No. 901, informing the Senate that on June 6, 2007, she signed into law House Bill No. 1931 as Act 143, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROJECTS ON THE ISLAND OF HAWAII."

Gov. Msg. No. 902, informing the Senate that on June 6, 2007, she signed into law Senate Bill No. 914 as Act 144, entitled: "RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS."

Gov. Msg. No. 903, informing the Senate that on June 6, 2007, she signed into law House Bill No. 402 as Act 145, entitled: "RELATING TO THE LAND CONSERVATION FUND."

Gov. Msg. No. 904, informing the Senate that on June 6, 2007, she signed into law House Bill No. 25 as Act 146, entitled: "RELATING TO TEACHER LICENSING."

Gov. Msg. No. 905, informing the Senate that on June 6, 2007, she signed into law Senate Bill No. 1115 as Act 147, entitled: "RELATING TO PERINATAL CARE."

Gov. Msg. No. 906, informing the Senate that on June 7, 2007, she signed into law Senate Bill No. 709 as Act 148, entitled: "RELATING TO ECONOMIC DEVELOPMENT."

Gov. Msg. No. 907, informing the Senate that on June 7, 2007, she signed into law Senate Bill No. 907 as Act 149, entitled: "RELATING TO AEROSPACE DEVELOPMENT."

Gov. Msg. No. 908, informing the Senate that on June 7, 2007, she signed into law Senate Bill No. 896 as Act 150, entitled: "RELATING TO HIGH TECHNOLOGY."

Gov. Msg. No. 909, informing the Senate that on June 7, 2007, she signed into law Senate Bill No. 1222 as Act 151, entitled: "RELATING TO INCOME TAXATION."

Gov. Msg. No. 910, informing the Senate that on June 7, 2007, she signed into law Senate Bill No. 1603 as Act 152, entitled: "RELATING TO LIABILITY."

Gov. Msg. No. 911, informing the Senate that on June 7, 2007, she signed into law House Bill No. 1907 as Act 153, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES."

Gov. Msg. No. 912, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1256 as Act 154, entitled: "RELATING TO THE PERFECTION OF APPEALS TO THE TAX APPEAL COURT."

Gov. Msg. No. 913, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1334 as Act 155, entitled: "RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING FEES."

Gov. Msg. No. 914, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1435 as Act 156, entitled: "RELATING TO THE STATE OF HAWAII ENDOWMENT FUND."

Gov. Msg. No. 915, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1787 as Act 157, entitled: "RELATING TO ENERGY RESOURCES."

Gov. Msg. No. 916, informing the Senate that on June 8, 2007, she signed into law House Bill No. 260 as Act 158, entitled: "RELATING TO APPRAISALS OF RESOURCE VALUE LANDS."

Gov. Msg. No. 917, informing the Senate that on June 8, 2007, she signed into law Senate Bill No. 1943 as Act 159, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 918, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1902 as Act 160, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC."

Gov. Msg. No. 919, informing the Senate that on June 8, 2007, she signed into law Senate Bill No. 1154 as Act 161, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

Gov. Msg. No. 920, informing the Senate that on June 8, 2007, she signed into law Senate Bill No. 1210 as Act 162, entitled: "RELATING TO HEALTH CARE FACILITIES."

Gov. Msg. No. 921, informing the Senate that on June 8, 2007, she signed into law Senate Bill No. 1228 as Act 163, entitled: "RELATING TO HISTORICAL PRESERVATION."

Gov. Msg. No. 022, informing the Senate that on June 8, 2007, she signed into law House Bill No. 1628 as Act 164, entitled: "RELATING TO HAWAII MACADAMIA NUT PRODUCT LABELING."

Gov. Msg. No. 923, informing the Senate that on June 8, 2007, she signed into law House Bill No. 870 as Act 165, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU."

Gov. Msg. No. 924, informing the Senate that on June 8, 2007, she signed into law Senate Bill No. 600 as Act 166, entitled: "RELATING TO LEASEHOLD CONVERSION."

Gov. Msg. No. 925, informing the Senate that on June 12, 2007, the Lt. Gov. signed into law House Bill No. 162 as Act 167, entitled: "RELATING TO STATE FINANCES."

Gov. Msg. No. 926, informing the Senate that on June 12, 2007, the Lt. Gov. signed into law Senate Bill No. 149 as Act 168, entitled: "RELATING TO STATE BONDS."

Gov. Msg. No. 927, informing the Senate that on June 12, 2007, the Lt. Gov. signed into law House Bill No. 1212 as Act 169, entitled: "RELATING TO THE JUDICIARY."

Gov. Msg. No. 928, informing the Senate that on June 12, 2007, the Lt. Gov. signed into law House Bill No. 1200 as Act 170, entitled: "RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."

Gov. Msg. No. 929, informing the Senate that on June 12, 2007, the Lt. Gov. signed into law House Bill No. 116 as Act 171, entitled: "RELATING TO TELECOMMUNICATIONS."

Gov. Msg. No. 930, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law Senate Bill No. 1315 as Act 172, entitled: "RELATING TO THE ACCESS HAWAII COMMITTEE."

Gov. Msg. No. 931, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law Senate Bill No. 678 as Act 173, entitled: "RELATING TO GENERAL EXCISE TAX."

Gov. Msg. No. 932, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law House Bill No. 1646 as Act 174, entitled: "RELATING TO PESTICIDES."

Gov. Msg. No. 933, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law Senate Bill No. 12 as Act 175, entitled: "RELATING TO HEALTH INSURANCE RATE REGULATION."

Gov. Msg. No. 934, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law Senate Bill No. 58 as Act 176, entitled: "RELATING TO DENTISTS."

Gov. Msg. No. 935, informing the Senate that on June 13, 2007, the Lt. Gov. signed into law House Bill No. 1005 as Act 177, entitled: "RELATING TO THE PUBLIC UTILITIES COMMISSION."

Gov. Msg. No. 936, informing the Senate that on June 14, 2007, the Lt. Gov. signed into law House Bill No. 367 as Act 178, entitled: "RELATING TO SUBSTANCE ABUSE."

Gov. Msg. No. 937, informing the Senate that on June 14, 2007, the Lt. Gov. signed into law House Bill No. 964 as Act 179, entitled: "RELATING TO SUBSTANCE ABUSE."

Gov. Msg. No. 938, informing the Senate that on June 14, 2007, the Lt. Gov. signed into law House Bill No. 1614 as Act 180, entitled: "RELATING TO DRUGS."

Gov. Msg. No. 939, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 349 as Act 181, entitled: "RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS."

Gov. Msg. No. 940, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law Senate Bill No. 990 as Act 182, entitled: "RELATING TO PETROLEUM INDUSTRY MONITORING."

Gov. Msg. No. 941, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 1004 as Act 183, entitled: "RELATING TO CONSUMER ADVOCACY."

Gov. Msg. No. 942, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 513 as Act 184, entitled: "RELATING TO GRANTS-IN-AID."

Gov. Msg. No. 943, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 776 as Act 185, entitled: "RELATING TO TICKET SALES."

Gov. Msg. No. 944, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 1264 as Act 186, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 945, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law Senate Bill No. 866 as Act 187, entitled: "RELATING TO TOURISM."

Gov. Msg. No. 946, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 1337 as Act 188, entitled: "RELATING TO THE DEATH CARE INDUSTRY."

Gov. Msg. No. 947, informing the Senate that on June 15, 2007, the Lt. Gov. signed into law House Bill No. 1612 as Act 189, entitled: "RELATING TO CONSUMER CREDIT REPORTING AGENCIES."

Gov. Msg. No. 948, informing the Senate that on June 16, 2007, the Lt. Gov. signed into law Senate Bill No. 249 as Act 190, entitled: "RELATING TO THE COMMISSION ON FATHERHOOD."

Gov. Msg. No. 949, informing the Senate that on June 18, 2007, the Lt. Gov. signed into law House Bill No. 1171 as Act 191, entitled: "RELATING TO GOVERNMENT."

Gov. Msg. No. 950, informing the Senate that on June 18, 2007, the Lt. Gov. signed into law House Bill No. 34 as Act 192, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 951, informing the Senate that on June 18, 2007, the Lt. Gov. signed into law House Bill No. 1361 as Act 193, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 952, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law House Bill No. 13 as Act 194, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 953, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law Senate Bill No. 323 as Act 195, entitled: "RELATING TO HIGH TECHNOLOGY."

Gov. Msg. No. 954, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law Senate Bill No. 228 as Act 196, entitled: "RELATING TO GRAFFITI."

Gov. Msg. No. 955, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law House Bill No. 1246 as Act 197, entitled: "RELATING TO METAL."

Gov. Msg. No. 956, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law House Bill No. 154 as Act 198, entitled: "RELATING TO MOTOR VEHICLE SAFETY."

Gov. Msg. No. 957, informing the Senate that on June 19, 2007, the Lt. Gov. signed into law House Bill No. 1493 as Act

199, entitled: "RELATING TO THE CRIME VICTIM COMPENSATION COMMISSION."

Gov. Msg. No. 958, dated April 18, 2007, transmitting a Report on Statewide Efforts to Eradicate and Control the Coqui Frog and Future Outlook, prepared by the Department of Agriculture Plant Industry Division pursuant to Act 160, SLH 2006.

Gov. Msg. No. 959, dated April 18, 2007, transmitting a Report Relating to Invasive Species, prepared by the Department of Agriculture Plant Industry Division pursuant to Act 160, SLH 2006.

Gov. Msg. No. 960, dated May 1, 2007, transmitting the 2006 Annual Report of the Hawaii Strategic Development Corporation (HSDC), prepared by the HSDC, an attached agency of the Department of Business, Economic Development and Tourism, pursuant to Chapter 211F, HRS.

Gov. Msg. No. 961, dated May 1, 2007, transmitting the Foreign-Trade Zone No. 9's Annual Report to the Foreign-Trade Zones Board for Federal Fiscal Year Ending September 30, 2006, prepared by the Department of Business, Economic Development and Tourism.

Gov. Msg. No. 962, dated May 3, 2007, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Part VII, Section 159, SLH 2005 for the 3rd Quarter of FY 06-07, on position vacancies of over one year.

Gov. Msg. No. 963, dated May 4, 2007, transmitting the Hawaii State Council on Developmental Disabilities 2006 Annual Report, prepared by the Department of Health, State Council on Developmental Disabilities, pursuant to Chapter 333E-3, HRS.

Gov. Msg. No. 964, dated May 10, 2007, transmitting the Hawaii Coastal Zone Management Program Annual Report for FY 05-06, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, pursuant to Section 205A-3, HRS.

Gov. Msg. No. 965, dated May 11, 2007, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Part VII, Section 162, SLH 2005 for the 3rd Quarter of FY 07, on the transfer of funds between program IDs and cost elements for the previous twelve months.

Gov. Msg. No. 966, dated May 21, 2007, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 239, SLH 2005, as amended by Act 311, SLH 2006.

Gov. Msg. No. 967, dated May 21, 2007, transmitting a Report on Maui Community Correctional Center, Pu'unene, prepared by the Department of Public Safety pursuant to H.C.R. No. 74 (2006).

Gov. Msg. No. 968, dated May 21, 2007, transmitting a Report Relating to Monthly Enforcement Activities of the Division of Conservation and Resources Enforcement for April 2007, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Act 160, Section 19.3, SLH 2006.

Gov. Msg. No. 969, dated May 31, 2007, transmitting the Housing and Community Development Corporation of Hawaii's Annual Report for Fiscal Year 2005-2006, pursuant to Chapter 201G, HRS.

Gov. Msg. No. 970, informing the Senate that on June 20, 2007, the Lt. Gov. signed into law House Bill No. 1130 as Act 200, entitled: "RELATING TO CAMPAIGN SPENDING."

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

Gov. Msg. No. 971, informing the Senate that on June 20, 2007, the Lt. Gov. signed into law House Bill No. 575 as Act 201, entitled: "RELATING TO EMERGENCIES."

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 972, informing the Senate that on June 20, 2007, the Lt. Gov. signed into law House Bill No. 1307 as Act 202, entitled: "RELATING TO BUSINESS REGISTRATION."

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

Gov. Msg. No. 973, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law House Bill No. 835 as Act 203, entitled: "RELATING TO HOUSING."

WHEREAS, House Bill No. 91, entitled 'A Bill for an Act Relating to Public Accountancy,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

Gov. Msg. No. 974, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law Senate Bill No. 1916 as Act 204, entitled: "RELATING TO CAREGIVING."

WHEREAS, House Bill No. 91 is unacceptable to the Governor of the State of Hawaii;

Gov. Msg. No. 975, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law Senate Bill No. 987 as Act 205, entitled: "RELATING TO RENEWABLE ENERGY."

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 91 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

Gov. Msg. No. 976, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law House Bill No. 1631 as Act 206, entitled: "RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT."

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

Gov. Msg. No. 977, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law House Bill No. 1518 as Act 207, entitled: "RELATING TO DESIGN PROFESSIONALS."

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 978, informing the Senate that on June 21, 2007, the Lt. Gov. signed into law Senate Bill No. 1017 as Act 208, entitled: "RELATING TO HOUSING."

"P R O C L A M A T I O N

Gov. Msg. No. 979, dated June 25, 2007, transmitting the proclamations giving notice of her plans to return with her objections House Bill Nos. 30, 91, 310, 436, 718, 855, 1270, 1503, 1605, 1659, 1670, 1746, 1764, 1818 and 1830; and Senate Bill Nos. 46, 138, 162, 613, 755, 810, 837, 870, 932, 946, 1004, 1060, 1066, 1191, 1283, 1833, 1922 and 1988, which reads as follows:

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 310, entitled 'A Bill for an Act Relating to Technology,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 30, entitled 'A Bill for an Act Relating to International Trade Agreements,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 310 is unacceptable to the Governor of the State of Hawaii;

WHEREAS, House Bill No. 30 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 310 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 30 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle

LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 436, entitled 'A Bill for an Act Relating to Human Services,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 436 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 436 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 718, entitled 'A Bill for an Act Relating to Kakaako,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 718 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 718 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 855, entitled 'A Bill for an Act Relating to Workers' Compensation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 855 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 855 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1270, entitled 'A Bill for an Act Relating to State Planning,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1270 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1270 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1503, entitled 'A Bill for an Act Relating to Employment,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1503 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1503 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1605, entitled 'A Bill for an Act Relating to Traffic Control,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1605 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1605 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1659, entitled 'A Bill for an Act Relating to Procurement,' passed by the Legislature, was

presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1659 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1659 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1670, entitled 'A Bill for an Act Relating to the Ingenuity Charter,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1670 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1670 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1746, entitled 'A Bill for an Act Relating to Voluntary Employees' Beneficiary Association Trusts,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1746 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1746 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1764, entitled 'A Bill for an Act Relating to the Issuance of Revenue Bonds to Assist Hawaii Health Systems Corporation Or Any of Its Regional Subsidiary Corporations,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1764 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1764 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1818, entitled 'A Bill for an Act Relating to Government Employees,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1818 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of

the State of Hawaii, giving notice of my plan to return House Bill No. 1818 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1830, entitled 'A Bill for an Act Relating to Child Protection,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1830 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1830 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 46, entitled 'A Bill for an Act Relating to Government Operations,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 46 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 46 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,

State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 138, entitled 'A Bill for an Act Relating to Diamond Head State Monument,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 138 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 138 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 162, entitled 'A Bill for an Act Relating to Iolani Palace,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 162 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 162 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE

Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 613, entitled 'A Bill for an Act Relating to Education,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 613 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 613 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 755, entitled 'A Bill for an Act Relating to County Ethics Commissions,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 755 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 755 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 810, entitled 'A Bill for an Act Relating to Waimano Ridge,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 810 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 810 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 837, entitled 'A Bill for an Act Relating to Agriculture,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 837 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 837 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 870, entitled 'A Bill for an Act Relating to the Designation of a Hawaii Archaeological Data Survey,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 870 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 870 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 932, entitled 'A Bill for an Act Relating to A Comprehensive Offender Reentry System,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 932 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 932 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 946, entitled 'A Bill for an Act Relating to Administrative License Revocation,' passed by the

Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 946 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 946 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1004, entitled 'A Bill for an Act Relating to Psychologists,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1004 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1004 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1060, entitled 'A Bill for an Act Relating to Workers' Compensation Law,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1060 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1060 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1066, entitled 'A Bill for an Act Relating to Invasive Species,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1066 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1066 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

Whereas, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1191, entitled 'A Bill for an Act Relating to Pedestrian Safety,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1191 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate

Bill No. 1191 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

day of June, 2007.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1283, entitled 'A Bill for an Act Relating to the Hawaii Tobacco Settlement Special Fund,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1922, entitled 'A Bill for an Act Relating to Creative Media,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1283 is unacceptable to the Governor of the State of Hawaii;

WHEREAS, Senate Bill No. 1922 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1283 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1922 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1833, entitled 'A Bill for an Act Relating to Family Leave,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1988, entitled 'A Bill for an Act Relating to Honey,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1833 is unacceptable to the Governor of the State of Hawaii;

WHEREAS, Senate Bill No. 1988 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1833 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1988 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th

DONE at the State Capitol, Honolulu,
State of Hawaii, this 25th
day of June, 2007.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 980, informing the Senate that on June 26, 2007, she signed into law House Bill No. 1757 as Act 209, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 981, informing the Senate that on June 26, 2007, she signed into law Senate Bill No. 148 as Act 210, entitled: "RELATING TO INCOME TAX CREDIT."

Gov. Msg. No. 982, informing the Senate that on June 26, 2007, she signed into law Senate Bill No. 1882 as Act 211, entitled: "RELATING TO TAXATION."

Gov. Msg. No. 983, informing the Senate that on June 27, 2007, she signed into law Senate Bill No. 1853 as Act 212, entitled: "RELATING TO NATIVE HAWAIIANS."

Gov. Msg. No. 984, informing the Senate that on June 27, 2007, she signed into law House Bill No. 500 as Act 213, entitled: "RELATING TO THE STATE BUDGET."

Gov. Msg. No. 985, informing the Senate that on June 27, 2007, she signed into law Senate Bill No. 1322 as Act 214, entitled: "RELATING TO INSURANCE LICENSING."

Gov. Msg. No. 986, informing the Senate that on June 27, 2007, she signed into law House Bill No. 1291 as Act 215, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 987, informing the Senate that on June 27, 2007, she signed into law Senate Bill No. 1750 as Act 216, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 988, informing the Senate that on June 28, 2007, she signed into law Senate Bill No. 188 as Act 217, entitled: "RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT."

Gov. Msg. No. 989, informing the Senate that on June 28, 2007, she signed into law House Bill No. 1211 as Act 218, entitled: "RELATING TO FAMILY COURT."

Gov. Msg. No. 990, informing the Senate that on June 28, 2007, she signed into law House Bill No. 212 as Act 219, entitled: "RELATING TO HEALTH CARE."

Gov. Msg. No. 991, informing the Senate that on June 28, 2007, she signed into law Senate Bill No. 1820 as Act 220, entitled: "RELATING TO THE DEPARTMENT OF EDUCATION."

Gov. Msg. No. 992, informing the Senate that on June 28, 2007, she signed into law House Bill No. 1221 as Act 221, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 993, informing the Senate that on June 28, 2007, she signed into law Senate Bill No. 1917 as Act 222, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 994, informing the Senate that on June 28, 2007, she signed into law House Bill No. 1364 as Act 223, entitled: "RELATING TO THE STATE RENT SUPPLEMENT PROGRAM."

Gov. Msg. No. 995, informing the Senate that on June 28, 2007, she signed into law House Bill No. 1323 as Act 224, entitled: "RELATING TO CAPTIVE INSURANCE."

Gov. Msg. No. 996, informing the Senate that on June 28, 2007, she signed into law House Bill No. 317 as Act 225,

entitled: "RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS."

Gov. Msg. No. 997, informing the Senate that on June 28, 2007, she signed into law House Bill No. 71 as Act 226, entitled: "RELATING TO NURSE AIDES."

Gov. Msg. No. 998, informing the Senate that on June 29, 2007, she signed into law House Bill No. 90 as Act 227, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 999, informing the Senate that on June 29, 2007, she signed into law House Bill No. 24 as Act 228, entitled: "RELATING TO TEACHERS."

Gov. Msg. No. 1000, informing the Senate that on June 29, 2007, she signed into law House Bill No. 334 as Act 229, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY."

Gov. Msg. No. 1001, informing the Senate that on June 29, 2007, she signed into law Senate Bill No. 880 as Act 230, entitled: "RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE."

Gov. Msg. No. 1002, informing the Senate that on June 29, 2007, she signed into law House Bill No. 667 as Act 231, entitled: "RELATING TO KUKUI GARDENS RENTAL HOUSING COMPLEX."

Gov. Msg. No. 1003, informing the Senate that on June 29, 2007, she signed into law House Bill No. 272 as Act 232, entitled: "RELATING TO CAPTIVE INSURANCE COMPANIES."

Gov. Msg. No. 1004, informing the Senate that on June 29, 2007, she signed into law Senate Bill No. 1410 as Act 233, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 1005, informing the Senate that on June 30, 2007, she signed into law House Bill No. 226 as Act 234, entitled: "RELATING TO GREENHOUSE GAS EMISSIONS."

Gov. Msg. No. 1006, informing the Senate that on June 30, 2007, she signed into law House Bill No. 1899 as Act 235, entitled: "RELATING TO KAWAI NUI MARSH."

Gov. Msg. No. 1007, informing the Senate that on June 30, 2007, she signed into law House Bill No. 1008 as Act 236, entitled: "RELATING TO CHILDREN'S HEALTH CARE."

Gov. Msg. No. 1008, informing the Senate that on June 30, 2007, she signed into law House Bill No. 928 as Act 237, entitled: "RELATING TO SOCIAL SERVICES."

Gov. Msg. No. 1009, informing the Senate that on June 30, 2007, she signed into law House Bill No. 400 as Act 238, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 1010, informing the Senate that on July 2, 2007, she signed into law House Bill No. 1719 as Act 239, entitled: "RELATING TO GENERAL EXCISE TAX."

Gov. Msg. No. 1011, informing the Senate that on July 2, 2007, she signed into law House Bill No. 1207 as Act 240, entitled: "RELATING TO DISHONORED PAYMENTS."

Gov. Msg. No. 1012, informing the Senate that on July 2, 2007, she signed into law Senate Bill No. 921 as Act 241,

entitled: "RELATING TO CONDOMINIUM ASSOCIATION RECORDS."

Gov. Msg. No. 1013, informing the Senate that on July 2, 2007, she signed into law Senate Bill No. 1654 as Act 242, entitled: "RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION."

Gov. Msg. No. 1014, informing the Senate that on July 2, 2007, she signed into law Senate Bill No. 920 as Act 243, entitled: "RELATING TO CONDOMINIUMS."

Gov. Msg. No. 1015, informing the Senate that on July 2, 2007, she signed into law Senate Bill No. 1704 as Act 244, entitled: "RELATING TO CONDOMINIUMS."

Gov. Msg. No. 1016, informing the Senate that on July 3, 2007, she signed into law House Bill No. 19 as Act 245, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 1017, informing the Senate that on July 3, 2007, she signed into law Senate Bill No. 17 as Act 246, entitled: "RELATING TO PROCUREMENT."

Gov. Msg. No. 1018, informing the Senate that on July 3, 2007, she signed into law Senate Bill No. 1803 as Act 247, entitled: "RELATING TO HEALTH INSURANCE."

Gov. Msg. No. 1019, informing the Senate that on July 3, 2007, she signed into law House Bill No. 275 as Act 248, entitled: "RELATING TO THE UNIFORM ATHLETE AGENTS ACT."

Gov. Msg. No. 1020, informing the Senate that on July 3, 2007, she signed into law House Bill No. 487 as Act 249, entitled: "RELATING TO HOUSING PROGRAMS."

Gov. Msg. No. 1021, informing the Senate that on July 3, 2007, she signed into law Senate Bill No. 1174 as Act 250, entitled: "RELATING TO INCARCERATED PARENTS."

Gov. Msg. No. 1022, informing the Senate that on July 3, 2007, she signed into law House Bill No. 1833 as Act 251, entitled: "RELATING TO UNFAIR BUSINESS PRACTICES."

Gov. Msg. No. 1023, informing the Senate that on July 5, 2007, she signed into law Senate Bill No. 667 as Act 252, entitled: "RELATING TO MENTAL HEALTH COUNSELORS."

Gov. Msg. No. 1024, informing the Senate that on July 5, 2007, she signed into law House Bill No. 1003 as Act 253, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 1025, informing the Senate that on July 5, 2007, she signed into law House Bill No. 869 as Act 254, entitled: "MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES."

Gov. Msg. No. 1026, informing the Senate that on July 5, 2007, she signed into law Senate Bill No. 1674 as Act 255, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 1027, informing the Senate that on July 5, 2007, she signed into law Senate Bill No. 1284 as Act 256, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 1028, informing the Senate that on July 5, 2007, she signed into law Senate Bill No. 1008 as Act 257, entitled: "RELATING TO ANNUITIES."

Gov. Msg. No. 1029, informing the Senate that on July 5, 2007, she signed into law Senate Bill No. 1133 as Act 258, entitled: "RELATING TO TAXATION."

Gov. Msg. No. 1030, informing the Senate that on July 6, 2007, she signed into law House Bill No. 833 as Act 259, entitled: "RELATING TO EMPLOYMENT."

Gov. Msg. No. 1031, informing the Senate that on July 6, 2007, she signed into law Senate Bill No. 1365 as Act 260, entitled: "RELATING TO THE INNOVATION ECONOMY."

Gov. Msg. No. 1032, informing the Senate that on July 6, 2007, she signed into law Senate Bill No. 1718 as Act 261, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR ELECTRICAL GENERATION ON THE ISLAND OF MAUI."

Gov. Msg. No. 1033, informing the Senate that on July 6, 2007, she signed into law Senate Bill No. 1946 as Act 262, entitled: "RELATING TO DAM SAFETY."

Gov. Msg. No. 1034, informing the Senate that on July 7, 2007, she signed into law House Bill No. 18 as Act 263, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 1035, informing the Senate that on July 9, 2007, she signed into law Senate Bill No. 1283 as Act 264, entitled: "RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND."

Gov. Msg. No. 1036, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 46 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

JULY 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 46

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 46, entitled 'A Bill for an Act Relating to Government Operations.'

This bill amends sections 89C-4, 92-5, 304A-1001, and 304A-1004, Hawaii Revised Statutes, to provide that proposed compensation or changes in compensation for administrative positions excluded from chapter 89C, Hawaii Revised Statutes, in the University of Hawaii system shall be disclosed in open meetings for purposes of public comment. Section 92-5(a)(2) is amended to narrow the purposes for which closed meetings may be held by excluding compensation or changes in compensation for University of Hawaii administrative positions. Section 304A-1001 is amended to require the Board of Regents to publicly disclose compensation or changes in compensation for the University's administrative positions no later than six business days before any related open meeting is convened for public comment.

This bill is objectionable for three reasons. First, disclosure would hinder the University's ability to negotiate terms, including salaries, of employment contracts favorable to the University and taxpayers. Allowing proposed compensation to be publicly disclosed, before a contract is negotiated or executed, could damage the University's bargaining stance. This frustrates a legitimate government purpose for which existing law provides protections.

Second, under the public records law (Uniform Information Practices Act Chapter 92F), the University of Hawaii is required to disclose actual salaries of exempt employees. In contrast, government employees have a privacy interest in proposed compensation and proposed pay, which is currently not considered public information and may be properly withheld from public disclosure. Further, the Uniform Information Practices Act is intended to protect an individual's privacy interest by allowing a board to discuss personnel matters in a closed meeting. Disclosure of proposed salaries of these University of Hawaii employees is not of sufficient public interest to sufficiently warrant the invasion of privacy of these public servants.

Third, transparency is already provided. The Sunshine Law, part I of chapter 92, Hawaii Revised Statutes, currently gives the public the opportunity to testify on matters listed on a board's agenda. While the exact salary the Board of Regents proposes to pay a specific employee is not included on the agenda, the Board is already required by the Sunshine Law to provide sufficient information to inform the public that it is considering a compensation matter for a prospective or current employee. Salary ranges are publicly disclosed and give the public an opportunity to know the parameters of the proposed personnel action.

For the foregoing reasons, I am returning Senate Bill No. 46 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1037, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 613 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 613

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 613, entitled 'A Bill for an Act Relating to Education.'

This bill is objectionable because it prematurely requires the Department to make changes in early childhood education programs prior to the completion of the work of the legislatively mandated Early Learning Educational Task Force set up pursuant to Act 259 of 2006.

This bill directs the Department of Education to conduct an assessment on an individual kindergarten or junior kindergarten student's readiness for grade one based on a range of characteristics that will be developed by the Department. However, the Department of Education believes it will not be able to comply with this requirement and develop the assessment tool within the time constraints imposed by this measure.

Additionally, this bill directs the Department of Education to report to the Legislature before the regular session of 2008 on the planning and development of the appropriate curriculum for junior kindergarten and to submit its findings and recommendations on the planned junior kindergarten curricula, successful models, and assessments to be used in the placement of junior kindergarten and kindergarten students in the first grade, as well as the facilities to be used for junior kindergarten. Again, the Department of Education has stated that this deadline is unrealistic and that it will not be able to comply.

For the foregoing reasons, I am returning Senate Bill No. 613 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1038, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 755 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 755

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 755, entitled 'A Bill for an Act Relating to County Ethics Commissions.'

The purpose of this bill is to direct counties to set forth, by county ordinance, a process by which county ethics commissioners will be selected by an independent body in the interest of ensuring sufficient independence and impartiality.

This bill is objectionable because it presumes that only one model, the State's model, is the only way to select independent and impartial county ethics commissioners. In addition, the bill establishes a criteria upon which commissioners are to be selected that is vague.

Further, the bill requires that the process be 'set forth by county ordinance,' which is problematic because it conflicts with existing county laws that require each of the county ethics commissions and the process for appointing commissions' members to be established by charter. As a result, each of the counties' charters would have to be amended to implement this bill's requirement that the appointment process be set forth by ordinance. This is an inappropriate and unnecessary infringement on county home rule.

For the foregoing reasons, I am returning Senate Bill No. 755 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 1039, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 837 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 837

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 837, entitled ‘A Bill Relating to Agriculture.’

This bill authorizes the agribusiness development corporation to purchase agricultural lands in the Kunia and Ewa areas of Oahu for the preservation of agricultural lands in the Kunia and Ewa areas and allows the agribusiness development corporation to enter into land lease agreements and contract with financial institutions to provide lease management services.

This bill is objectionable because it proposes to pay the full asking price advertised by a large private landowner and includes lands within the City’s Urban Growth Boundary scheduled for development under the Ewa Development Plan adopted in 1997 by the City and County of Honolulu, pursuant to Ordinance 97-49.

The General Fund appropriation contained in this bill coincidentally matches the sales price of two parcels of property offered by a large private corporation. Should the State wish to retain lands in agriculture for the public good, it is more appropriate to use eminent domain laws and purchase said property at market value, rather than the full asking price.

The inclusion of Ewa lands within the Urban Growth Boundary is unacceptable because the Attorney General has opined that the Governor cannot legally make a guarantee that the funds within this bill would not be considered for purchase of properties located in Ewa. Thus, if the State acquired lands or attempted to acquire lands in Ewa to keep the lands in agriculture, it may expose the State to unnecessary and avoidable litigation.

Further, it should be noted that the agribusiness development corporation already has statutory authority to purchase and lease lands under Hawaii Revised Statutes §163D-4. The State owns a 150 acre parcel of land planned for future use as the Royal Kunia Agricultural Park. The park will be under the oversight of the Department of Agriculture’s Agricultural Resource Management Division as part of this Administration’s program to preserve agricultural land in the area.

As noted in my July 5, 2007 communications to Speaker Say and President Hanabusa, the defect of this bill can be easily remedied by statutorily authorizing the use of eminent domain proceedings as provided for in Chapter 101-14 of the Hawaii Revised Statutes. I have asked the Legislature to make this amendment, which only the Legislature can do. Further, enacting this amendment would establish an important precedent of using eminent domain powers for the preservation of agricultural property. If the Legislature makes the necessary corrections to this bill, I have stated my willingness to sign this measure.

For the foregoing reasons, I am returning Senate Bill No. 837 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 1040, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 870 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 870

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 870, entitled ‘A Bill for an Act Relating to the Designation of a Hawaii Archaeological Data Survey.’

The purpose of this bill is to establish as an online database a Hawaii archaeological data survey consisting of archaeological documents and materials including reports, maps, and artifacts beginning with the collections of the Bishop Museum and including records of the State Historic Preservation Division.

First, this bill is objectionable because the broad online public availability of records concerning the location of archaeological artifacts could put these artifacts in jeopardy. The test in the bill for withholding such information, Section 92F-13(3), Hawaii Revised Statutes, applies to records maintained by State and county agencies. Because Bishop Museum is a private, nonprofit organization, not a State agency, this section of the statutes would not be applicable.

Second, this bill may result in a constitutional violation. Although the Bernice Pauahi Bishop Museum has been designated as the ‘State Museum of Natural and Cultural History,’ the designation did not make the Bishop Museum a government agency. Because the Bishop Museum remains a private, nonprofit organization, this bill’s mandate to make available the Bishop Museum’s collection of archaeological material without compensation may result in an unconstitutional taking of property without just compensation.

Finally, there is concern that disclosure of items on federal lands, Department of Hawaiian Home Lands, and lands utilizing federal funds violates the Archaeological Resources Protection

Act of 1979. Failure to secure and protect information on cultural and archaeological sites exposes the State and county agencies to federal funding sanctions. Additionally, the bill fails to recognize the homeland security restrictions that apply to sites on military installations.

For the foregoing reasons, I am returning Senate Bill No. 870 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii

Gov. Msg. No. 1041, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 932 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 932

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 932, entitled ‘A Bill for an Act Relating to A Comprehensive Offender Reentry System.’

The purposes of this bill are to establish a comprehensive offender reentry system for adult offenders with reentry programs, form a one-year pilot day reporting center work furlough program administered by the department of public safety, and create a legislative oversight committee. A total of \$3.5 million is appropriated in fiscal year 2007-08 only for these programs.

This bill is objectionable because it endangers the well-being of the inmate population, compromises the safety of the community, may expose the State to costly litigation, and provides only a single year of funding for programs with multi-year impacts.

First, this bill would require the return of out-ofstate inmates at least one year prior to the inmate’s parole or release date, irrespective of whether there is available space to house the inmates. This is objectionable because statutorily requiring the indiscriminate determination of an offender’s eligibility for reentry into the community based on his/her release date, rather than the cognitive and behavioral preparedness of the offender without consideration for public safety and inmate security, endangers the safety of the community, may create additional overcrowding and unsafe conditions for prisoners, and exposes the State to liability. This will also increase the number of inmate litigations in cases where the department has no available beds and could result in the early release of prisoners.

Second, the bill establishes unrealistic expectations that inmates will be incarcerated in facilities nearest their families without providing the means for carrying out this policy. Overcrowding already exists at a number of Hawaii’s current in-state correctional institutions. To lead inmates to believe they will be placed in a location where there is no room is unfair to the prisoner, misleading to his or her family, and

discriminates against those inmates who do not have dependents. Further, it may expose the State to potential costly litigation.

Third, the bill appropriates \$3.5 million outside of the legislatively approved biennium budget to start programs in fiscal year 2007-2008 but fails to provide funding in the subsequent year or address the fiscal implications of these programs in future years. This is fiscally imprudent and could lead to the start-up of programs that would have to be closed down less than 12 months later.

Finally, The Offender Reentry Legislative Oversight Committee, established by Part II, is duplicative of the authority the Legislature already has to conduct site visits, access areas in correctional facilities, hold public meetings, and make recommendations to the Department of Public Safety. Further, this Committee duplicates efforts of the Corrections Population Management Commission established by Act 343 of 1993 which already includes members of the Legislature.

For the foregoing reasons, I am returning Senate Bill No. 932 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii

Gov. Msg. No. 1042, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 946 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 946

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 946, entitled ‘A Bill for an Act Relating to Administrative License Revocation.’

The purpose of this bill is to permit persons who have had their driver’s licenses administratively revoked for life, for repeatedly driving while intoxicated, to request and obtain a reinstatement of the license if: (1) ten years or more have passed since the revocation; (2) the person obtains certification that the person is not in need of substance abuse treatment; and (3) since the revocation, the person has not been arrested, convicted, or adjudicated for any traffic infraction.

This bill is objectionable because it will reduce the deterrent impact of the lifetime revocation provision and allow these high-risk offenders back on the roads, jeopardizing public safety. An individual is not subjected to a lifetime revocation unless he or she has been convicted of driving while intoxicated four times within a ten-year period. The lifetime revocation is not imposed suddenly or without warning. An individual subjected to a lifetime revocation has been arrested, put through the court process, and faced a judge at sentencing at least three times before receiving the lifetime suspension. History has shown that this individual did not benefit from the numerous

court proceedings and sentencing provisions, which could have included periods of incarceration. This individual poses a high risk of danger to himself or herself and others on the road.

Another concern is that the bill could be interpreted to allow a reinstated driver to get three subsequent convictions for driving while intoxicated, and still avoid another lifetime revocation.

The bill does not have sufficient safeguards to prevent habitually intoxicated drivers who have had a lifetime revocation of their driver's license from driving under the influence again. To be eligible for relicensing, the bill only requires that an applicant have a recent certification (within ninety days) that the applicant is not in need of substance abuse treatment, and that the applicant has not been arrested, convicted, or adjudicated for any traffic infraction while the applicant's license was revoked. Neither of these requirements will prevent the relicensing of a person with current alcohol abuse problems.

The lifetime revocation provision has been part of Hawaii law since 1991. Prior to the 2000 legislative session, this provision was reviewed and made a part of a new comprehensive bill on impaired driving. Act 189, Session Laws of Hawaii 2000, included the enactment of chapter 291E, Use of Intoxicants While Operating a Vehicle. Chapter 291E was the result of a comprehensive effort to address the serious problem of impaired driving by the Department of Transportation and the Governor's Highway Safety Council Impaired Driving Task Force. The task force, made up of over seventy-five individuals and organizations from around the State, including but not limited to police, prosecutors, defense attorneys, judiciary representatives, the administrative driver's license revocation office, and emergency room physicians, undertook a comprehensive review of Hawaii's impaired driving laws and proposed to retain the lifetime revocation of driver's license provision in the law.

For the foregoing reasons, I am returning Senate Bill No. 946 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1043, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1004 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1004

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1004, entitled ‘A Bill for an Act Relating to Psychologists.’

The stated purpose of this bill ‘is to authorize appropriately trained and supervised licensed medical psychologists practicing in federally qualified health centers, to prescribe psychotropic medications for the treatment of mental illness.’

This bill is objectionable because its actual effect goes beyond its stated purpose by allowing psychologists who obtain the second of the two tiers of prescriptive authority established by the bill -- a prescription certificate -- to practice outside of federally qualified health centers (FQHCs) and to prescribe medications to individuals who are not patients at FQHCs. Furthermore, this bill does not require medical supervision of psychologists holding a prescription certificate.

This bill is also objectionable because psychologists do not have the training necessary to prescribe drugs and this bill does not require sufficient didactic and clinical training for prescriptive authority. Modeled after the Department of Defense's Psychopharmacology Demonstration Project (PDP), this bill differs significantly from the PDP. With respect to the didactic training differences, the bill lacks classroom training in two core areas, cell biology and clinical pharmacology, that is required by the PDP. Regarding the clinical training differences, the PDP specified the number of hours required and how many months must be inpatient and outpatient experience, whereas this bill fails to do so. The PDP, furthermore, required close supervision by a psychiatrist with advanced training in psychopharmacology while this bill only requires supervision two hours a week by a physician or psychiatrist.

Also, as noted in the 2007 report by the Legislative Reference Bureau, PDP psychologists trained in an ‘optimum learning environment in a comprehensive medical center that offered a wide range of medical care, proximity to a large number of physician and nonphysician health care providers, available diagnostic and treatment equipment and facilities, and other advantages or learning experiences that may not be available at small medical facilities.’ This bill, on the other hand, provides for practicum training in FQHCs that are smaller with limited staffing and equipment and not as well integrated into a larger medical environment. The clinical experience settings are distinctly different and the bill's practicum training is not comparable to that provided for in the PDP model.

In addition, this bill gives psychologists with prescriptive authority a scope of practice broader than that afforded to the PDP psychologists. PDP psychologists were limited to prescribing psychotropic medications to patients between the ages of 18 and 65 with mental conditions but without medical complications as evaluated by the supervising psychiatrist. This bill allows psychologists to prescribe psychotropic medications to patients of all ages, including children, elderly, and those with medical illnesses in addition to mental conditions. Psychologists with limited didactic and clinical training are not prepared to handle the side effects of psychotropic medications on patients with medical complications.

In recognition of this concern, both the Board of Medical Examiners and the Board of Psychology, the professional licensing bodies for these two professions, have asked that this bill not become law.

For the foregoing reasons, I am returning Senate Bill No. 1004 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1044, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1060 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1060

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1060, entitled ‘A Bill for an Act Relating to Workers’ Compensation Law.’

The purpose of this bill is to make numerous changes to the workers’ compensation statutes.

This bill is objectionable because the amendment it contains to Act 11, Special Session Laws of Hawaii 2005, would delete the sunset provision of Act 11. In 2005 the Legislature imposed a temporary moratorium on the Director of Labor and Industrial Relations’ workers’ compensation rule-making authority. By its terms, Act 11 envisioned the repeal of the temporary suspension of the Director’s rule-making authority on July 1, 2007.

This bill proposes to make the temporary moratorium on the Director’s rule-making authority permanent. Such a provision frustrates and prevents the ability of the Director to perform an important function. The bill permanently limits the Director’s ability to promptly respond to the changing needs of the workers’ compensation program. It is critical that the Director have the ability to expeditiously make, repeal, and amend rules pertaining to workers’ compensation in order to be responsive to the immediate needs of the State. To permanently prohibit the Director from adopting or amending rules having the force and effect of law would severely frustrate the State’s ability to facilitate and promote the efficient execution of the workers’ compensation laws.

This bill is also objectionable because it requires an employer or employer’s insurer to continue to pay for medical treatments and temporary total disability benefits after the employer or employer’s insurer, using a physician’s determination, considers the continued treatments and/or disability to be inappropriate, excessive, or for a non-compensable condition. Requiring payment for medical services and/or temporary total disability benefits that were determined unwarranted and unnecessary will likely result in higher workers’ compensation premiums because this adds to the workers’ compensation risk exposure of all businesses in Hawaii.

Further, the bill would create a disincentive to return to work. More specifically, it may encourage certain employees to continue to contest returning to work because even if the Director determines the employee should and could have returned to work, the employee bears no risk for failing to do so, as the benefits the employee were paid are non-recoverable by the employer.

Finally, this bill fundamentally changes the balance between employer and employee regarding the method by which medical

care can be terminated. It essentially overrides the workers’ compensation medical fee schedule and negates the ‘reasonable and necessary’ language in current Hawaii workers’ compensation law, thereby placing in jeopardy the integrity of the State’s workers’ compensation system.

For the foregoing reasons, I am returning Senate Bill No. 1060 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 1045, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1066 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
1066

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1066, entitled ‘A Bill for an Act Relating to Invasive Species.’

The purposes of this bill are to establish a special fund for invasive species inspection, quarantine, eradication, and monitoring programs and to impose a fee for the inspection, quarantine, and eradication of invasive species contained in any marine commercial container shipment, foreign or domestic, that is brought into the State, computed on a basis of \$1 for each twenty-foot equivalent unit per container.

The goal to enhance inspections for invasive species is laudable. However the bill is objectionable because it creates a context in which out-of-state fees could be imposed on Hawaii shippers.

Currently the State of California is considering placing a surcharge fee on all containers leaving its ports. The proposed fee would be substantial -- \$30 per container, per movement into and out of California. The majority of Hawaii’s goods are shipped out of Oakland and Long Beach ports and return to California. This would result in an estimated \$45.2 million more per year to Hawaii consumers to ship basic essentials into our State. Passage of this bill would make it difficult to defend against efforts by other jurisdictions to impose their state-mandated fees on the containers coming into Hawaii.

This measure would undermine our efforts to persuade the California State Assembly and members of the United States Congress that state-imposed fees should not be imposed on containers moving in interstate commerce.

The Department of Agriculture presently conducts inspections of goods shipped into Hawaii for invasive species. The amount of \$7,600,000 in general funds has been budgeted for fiscal year 2007-2008, and a similar amount for fiscal year 2008-2009, for the Plant, Pest, and Disease Control program to

carry out program activities, including inspection for invasive species.

For the foregoing reasons, I am returning Senate Bill No. 1066 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1046, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1191 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1191

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1191, entitled 'A Bill for an Act Relating to Pedestrian Safety.'

This bill appropriates \$1,500,000 in fiscal year 2007-2008 and \$1,500,000 in fiscal year 2008-2009 for projects that are designed to increase pedestrian safety. The bill would require the State Department of Transportation to submit an interim report to the Legislature for the 2008 regular session and a final report before the 2009 regular session.

While my administration strongly supports improved pedestrian safety, we are concerned about the adverse impact this bill creates on the State Highway Fund. The State Highway Fund has been decreasing as a result of increased efforts to address long-standing highway construction needs in the State. In fiscal year 2005-2006 the Fund had a balance of \$135,200,000. At the end of fiscal year 2008-2009, the Fund is projected to have a balance of about \$36,700,000.

In recognition of this decline, my Administration requested a \$72,000,000 cash infusion into the State Highway Fund to ensure that ongoing projects can continue. The Legislature did not approve this funding request. Diverting \$3,000,000 from the State Highway Fund will cause further depletion of resources needed to match federal highway dollars and construct much needed roadways in our State.

The bill would allocate \$1,200,000 from State Highway funds as grants to the counties to purchase and install pedestrian-related changes on county roads and county intersections. The county fuel tax is already available for addressing these types of improvements on county roadways.

As noted in my July 5, 2007 communication to Speaker Say and President Hanabusa, the defect in this bill can be easily remedied by appropriating moneys from the General Fund rather than the State Highway Fund. I have asked the Legislature to make this amendment so that I may sign this measure for improved pedestrian safety. Without this

amendment, which only the Legislature can enact, the bill is unacceptable.

For the foregoing reasons, I am returning Senate Bill No. 1191 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1047, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1922 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1922

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1922, entitled 'A Bill for an Act Relating to Creative Media.'

The purposes of this bill are to: (1) require a portion of the existing Public Broadcasting System (PBS) facility and studio at the University of Hawaii Manoa campus to be designated as an interim home for the Academy for Creative Media; (2) require the existing PBS facility and studio be leased to PBS at no cost; and (3) establish the Music and Enterprise Learning Experience program at the University of Hawaii-Honolulu Community College.

This bill is objectionable for the following reasons. First, the bill's mandate of a lease of a particular property (the existing PBS facility) to a particular private entity (PBS) would likely be construed as a special and not a general law. Section 5 of Article XI of the State Constitution requires that the legislative power over state lands be exercised only by general law. The Attorney General has opined that this constitutional infirmity, in and of itself, justifies a veto of this bill.

Second, Section 6 of Article X of the State Constitution grants the University of Hawaii's Board of Regents exclusive jurisdiction over the internal structure, management, and operation of the university. Although this is qualified by the Legislature's power to enact laws of statewide concern, the assignment and use of campus facilities are inherently part of the University's internal structure, management, and operation and are not matters of statewide concern. Moreover, pursuant to the executive order setting aside the land on which the PBS facility is located, the set aside was explicitly stated as land set aside for educational purposes to be under the control and management of the Board of Regents of the University of Hawaii.

Third, Section 14 of Article III of the State Constitution provides that each law shall embrace but one subject, which shall be expressed in its title. It is questionable whether the PBS lease provisions of this bill properly fall within the scope

of this bill's title, 'A Bill for an Act Relating to Creative Media,' again making this bill subject to a legal challenge.

This Administration is supportive of the work of the Academy for Creative Media. My Administration also recognizes the importance of the Public Broadcasting System in Hawaii. Additionally, my Administration proposed and fully supports the creation of a Music Education Learning Experience (MELE) at the University of Hawaii-Honolulu Community College. It is unfortunate that this measure failed to provide sufficient funding for this new program, as originally proposed in legislation requested by my Administration.

Regrettably, this measure is legally defective. As noted in my July 5, 2007 communication to Speaker Say and President Hanabusa, the defect in this bill can easily be remedied by deleting Section 3 of Part II of this bill dealing with the lease to the Public Broadcasting System. I have asked the Legislature to make this amendment so that I may sign this measure. Without this amendment, which only the Legislature can enact, the bill is constitutionally flawed.

For the foregoing reasons, I am returning Senate Bill No. 1922 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1048, dated July 10, 2007, transmitting her statement of objections to Senate Bill No. 1988 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1988

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1988, entitled 'A Bill for an Act Relating to Honey.'

The purpose of this bill is to establish labeling and advertising requirements for products produced in whole or in part from Hawaii-produced honey.

This bill is objectionable because it raises serious constitutional issues, particularly in its effect on interstate commerce and commercial free speech.

While I applaud this bill's attempt to ensure the accurate labeling and advertising of honey products that are produced in Hawaii and the integrity of products that claim to contain Hawaii's high quality honey, this bill does not limit its application to such. Instead it is far-reaching in its application to all honey products that contain any amount of Hawaii-produced honey, even reaching labeling requirements for those who were not planning on making any claims with regard to geographic origin. For example, this bill would require particular geographic identification for honey with a very small

quantity of Hawaii honey, even in the absence of a desire by the manufacturer to make any representation as to type or origin of the honey. Thus, this bill is simply not narrowly tailored to prevent the deception or misleading of consumers, as its labeling and advertising requirements would apply even to products that may not otherwise make a claim to contain Hawaii-produced honey or are not otherwise deceptive or misleading. Therefore, this bill's labeling and advertising requirements may be deemed to be more extensive than necessary to advance the Legislature's purpose, in violation of the First Amendment.

The bill also presents significant Commerce Clause issues, especially as it reaches products distributed outside Hawaii. The bill attempts to regulate manufacturers and advertisers outside of Hawaii who deal with products that contain at least a portion of Hawaii-produced honey. Additionally, the wording of this bill would require honey produced outside of Hawaii to meet Hawaii's grade standards.

In contrast, current law regulating the labeling of Hawaii-grown coffee applies only to the portion of the coffee that is Hawaii-grown. Similarly, labeling requirements for Hawaii-grown macadamia nuts apply only to package labels making the geographic claim that all or a portion of its macadamia nut contents were grown in Hawaii. These laws are more narrowly tailored to achieving accurate and non-deceptive labeling of Hawaii-grown products.

I believe this bill should be re-written so that misleading or deceptive claims about Hawaii honey are prohibited, but also so that the bill does not violate provisions of the United States Constitution.

For the foregoing reasons, I am returning Senate Bill No. 1988 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1049, dated July 10, 2007, transmitting her statement of objections to House Bill No. 30 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 30

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 30, entitled 'A Bill for an Act Relating to International Trade Agreements.'

The purpose of this bill is to prohibit the Governor from agreeing to bind the State in international trade agreements that contain procurement provisions between the United States and another nation without the approval of the Legislature by a simple majority vote on a concurrent resolution. This bill requires the Governor to notify the President of the Senate and the Speaker of the House of Representatives if the federal

government seeks the State's participation in an international trade agreement when the Legislature is not in session. The Legislature may then consider the approval of the agreement's procurement provisions in a special session.

This bill is objectionable because it curtails the Governor's authority by requiring legislative approval for the State to enter into international trade agreements that relate to environmental, health, safety, and procurement issues where State standards may apply. This is an area that has traditionally been recognized as within the scope of executive responsibility.

Second, this bill would hinder the ability of the State to enter into international trade agreements and respond to the federal government in a timely manner because the federal government often requests states to consent within a limited period of time. When the Legislature is not in session, the agreement could not take effect until, and if, a special session was called, which will incur additional taxpayer-funded costs to bring the legislators back into session. If the Legislature failed to convene or to enact a concurrent resolution during a special or regular session, the State of Hawaii would be precluded from participation in the Agreement.

The procurement provisions of these international trade agreements are usually reciprocal. If the Legislature cannot or does not act in time to commit the State to consent to those reciprocal agreements, there may be adverse consequences for businesses in Hawaii. The Department of Accounting and General Services believes, and I agree, that the Legislature's involvement in the review of these international agreements could result in foreign companies not conducting business in Hawaii and Hawaii companies being subject to tariff and trade barriers.

For the foregoing reasons, I am returning House Bill No. 30 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1050, dated July 10, 2007, transmitting her statement of objections to House Bill No. 91 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 91

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 91, entitled 'A Bill for an Act Relating to Public Accountancy.'

The purposes of this bill are to delete the private or government experience alternative for licensure as a certified public accountant (CPA) and to amend the educational requirements to take the CPA examination.

This bill is objectionable because it concurrently erects barriers to licensure while diluting CPA licensing requirements.

First, this bill repeals the ability of an applicant for a CPA license to substitute experience in the private or government sector for all or part of the two years of experience in public accounting practice that is required. Hawaii enacted its statute in 1997 to allow private sector or government experience to count toward the licensing requirement. The overwhelming majority of other licensing jurisdictions in the United States recognize and accept private and government work as qualifying experience for licensure as a CPA (i.e., out of fifty-five jurisdictions, fifty jurisdictions recognize government or private experience in one form or another).

Second, this bill lowers the standards for licensure by allowing an individual to sit for the CPA licensing examination without first obtaining a baccalaureate degree in accounting or a bachelor of arts degree in another field with an additional eighteen semester hours of upper division or graduate level accounting or auditing coursework. Instead, an individual with a baccalaureate degree in any course of study and no accounting or auditing coursework can sit for the examination. According to the American Institute of Certified Public Accountants, this would make Hawaii the only state that would allow an individual to sit for the CPA licensing examination without the required baccalaureate accounting degree and accounting and auditing coursework.

For the foregoing reasons, I am returning House Bill No. 91 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1051, dated July 10, 2007, transmitting her statement of objections to House Bill No. 310 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 310

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 310, entitled 'A Bill for an Act Relating to Technology.'

The purpose of this bill is to establish the fifteen-member Hawaii Broadband Task Force appointed by the Senate President and the Speaker of the House. This bill requires the Office of the Auditor to provide the research and organizational support services to the task force and appropriates \$50,000 from general funds in fiscal year 2007-2008 to pay for the support.

Although creation of a broadband network in Hawaii is important, this bill is objectionable because it fails to recognize the proper and logical governmental agency to support the task force.

Assigning to the Office of the Auditor the responsibility to provide staff support for this effort is not consistent with the Auditor's statutory duties and is an inappropriate function of that office. Pursuant to section 23-4, Hawaii Revised Statutes, the Auditor's primary duties are to 'conduct postaudits of the transactions, accounts, programs, and performance of all departments, offices, and agencies of the State and its political subdivisions' and to conduct 'examinations to discover evidence of any unauthorized, illegal, irregular, improper, or unsafe handling or expenditure of state funds or other improper practice of financial administration.'

The Department of Accounting and General Services is the state agency tasked with the management of the State's Internet and website systems. This Department also handles the planning and implementation of the State's communication networks. The Department of Commerce and Consumer Affairs has oversight over communications entities. Either of these departments would be a more appropriate state agency than the Office of the Auditor to provide staff support to a Broadband Task Force.

For the foregoing reasons, I am returning House Bill No. 310 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1052, dated July 10, 2007, transmitting her statement of objections to House Bill No. 436 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 436

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 436, entitled 'A Bill for an Act Relating to Human Services.'

The purpose of this bill is to create a new section in chapter 346, Hawaii Revised Statutes, which would require the Department of Human Services (DHS) to cover chiropractic services for persons who receive Medicaid QUEST or fee-for-service benefits.

This bill is objectionable because of the precedent it sets in codifying a benefit into statute, thereby making it mandatory. Services provided under Medicaid QUEST and fee-for-service plans have been made part of the plan via submission of a State Plan amendment with the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services, and appropriating the requisite State matching funds.

Because this bill takes the approach of adding the benefit in State law, making chiropractic coverage a statutorily mandated benefit, doing so obligates the State to pay for this coverage without prescribed limits, since none are set in this bill. This

jeopardizes other optional benefits if utilization rates for the mandatory benefits are higher than budgeted projections.

Additionally, there are significant potential fiscal implications for the Medicaid health system if chiropractic services are added.

Accordingly, I am returning House Bill No. 436 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1053, dated July 10, 2007, transmitting her statement of objections to House Bill No. 718 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 718

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 718, entitled 'A Bill for an Act Relating to Kakaako.'

The purposes of this bill are to (1) require the Hawaii Community Development Authority (HCDA) to set aside the old ice chute and fuel dock operations building site at the Kewalo Basin Cove for use by the Kewalo Keiki Fishing Conservancy, and (2) require HCDA to proceed with necessary environmental remediation at the site.

This bill is objectionable because Section 5 of Article XI of the State Constitution provides that '[t]he legislative power over the lands owned by or under the control of the state . . . shall be exercised only by general laws.'

Section 5 of Article XI clearly limits the Legislature's administration or disposition of lands owned or controlled by the State by general law only. In its broadest sense, the term 'general laws' denotes laws that apply uniformly throughout the political subdivisions of the State. Bulgo v. County of Maui, 50 Haw. 51 (1967). A law is special if it relates to particular persons or things. (82 C.J.S. Statutes Sec. 166, p. 279)

This bill makes a disposition of specific parcels of land, 'portions of tax map key (first division) 2-1-058:41 and 2-1-058:116,' for the benefit of a specific entity, the Kewalo

Keiki Fishing Conservancy. Therefore, the Attorney General has opined that the disposition is in violation of the State Constitution.

It should be noted that the site has environmental contamination issues and the Hawaii Community Development Authority has offered an alternative site to the Kewalo Keiki Fishing Conservancy.

For the foregoing reason, I am returning House Bill No. 718 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1054, dated July 10, 2007, transmitting her statement of objections to House Bill No. 855 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 855

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 855, entitled ‘A Bill for an Act Relating to Workers’ Compensation.’

This bill would allow an injured employee to continue to receive medical services when a dispute exists between the injured employee and the employer or employer’s insurer regarding whether medical care should continue, until the Director of Labor and Industrial Relations renders a final decision on the matter. Furthermore, this bill would further restrict the rulemaking authority of the Director of Labor and Industrial Relations.

This bill is objectionable because it requires an employer or employer’s insurer to continue to pay for medical treatments after the employer or employer’s insurer considers the continued treatments to be inappropriate, excessive, or for a non-compensable condition, and after an independent medical examiner has concluded that the treatment the employee is ready to return to work. Requiring an insurer to pay for medical services that were determined unwarranted or unnecessary with no substantive right to recovery until the parties are notified of the Director’s decision denying such benefits, will likely result in higher workers’ compensation premiums since this adds to the workers’ compensation risk exposure of all businesses in Hawaii.

This bill fundamentally changes the balance between employer and employee regarding the method by which medical care can be terminated. It essentially overrides the workers’ compensation medical fee schedule and negates the ‘reasonable and necessary’ language in current Hawaii workers’ compensation law by requiring an employer or employer’s insurer to pay for medical benefits that the Director determines is unreasonable and unnecessary until the parties are notified of the Director’s decision, thereby placing in jeopardy the fiscal integrity of the State’s workers’ compensation system.

The bill additionally restricts the ability to recover inappropriate and unwarranted medical payments by not permitting recapture of these payments prior to the issuance of the Director’s decision. This is unfair to those employees who genuinely need their medical treatments by allowing other employees who are fit to return to work to draw down benefits, adversely impacting the workers’ compensation fund.

This bill is also objectionable because, by requiring that the Director of Labor and Industrial Relations submit any proposed adoption, amendment, or repeal of workers’ compensation rules to the Legislature for approval prior to submission to the Governor, it would limit the Director’s ability to promptly respond to the changing needs of the workers’ compensation program. It is critical that the Director have the ability to expeditiously make, repeal, and amend rules pertaining to workers’ compensation in order to be responsive to the immediate needs of the State. To encumber the Director with the proposed procedure would severely frustrate the Director’s and the State’s ability to facilitate and promote the efficient execution of the workers’ compensation laws.

Finally, this bill requires that the Director of Labor and Industrial Relations’ proposed adoption, amendment, or repeal of workers’ compensation rules be submitted to both houses of the Legislature and must be approved in their entirety by concurrent resolution. Having given the Director the authority to create, amend and repeal workers’ compensation rules, the Legislature’s retaining the power to disapprove the Director’s proposed adoption, amendment, or repeal of workers’ compensation rules may violate the enactment and presentment provisions of the Hawaii Constitution and the separation of powers doctrine.

For the foregoing reasons, I am returning House Bill No. 855 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1055, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1270 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1270

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1270, entitled ‘A Bill for an Act Relating to State Planning.’

The purpose of this bill is to revise the due date of completion of the Hawaii 2050 Sustainability Plan, appropriate an additional \$850,000 to the Office of the Auditor to develop the plan, and set up a special fund for the Office of Planning’s geographic information system (GIS).

Although the enhancement of the GIS system is important, this bill is objectionable because it fails to recognize the proper location and logical nexus for development of the Hawaii 2050 Sustainability Plan.

Assigning the Office of the Auditor with the responsibility for developing the Hawaii 2050 Sustainability Plan is not consistent with the Auditor’s primary duties and is an

inappropriate function of that office. Pursuant to section 23-4, Hawaii Revised Statutes, the Auditor's primary duties are 'to conduct post audits of the transactions, accounts, programs, and performance of all departments, offices, and agencies of the State and its political subdivisions' and 'examinations to discover evidence of any unauthorized, illegal, irregular, improper, or unsafe handling or expenditure of state funds or improper practice of financial administration.' The Office of Planning is responsible for comprehensive, long-range, and strategic planning, pursuant to chapter 225M, Hawaii Revised Statutes, and is the more appropriate agency to develop the Hawaii 2050 Sustainability Plan.

Second, this bill further delays the issuance of the sustainability report. The original report was due prior to the start of the 2006 legislative session. Act 211 of 2006 delayed this deadline to the 2007 legislative session. This bill further postpones the deadline to the start of the 2008 legislative session.

These delays have occurred despite the appropriation of \$850,000 for this project. This measure proposes to appropriate an additional \$850,000 to the Auditor's Office for the Hawaii 2050 Sustainability Plan. If approved, this measure would appropriate a total of \$1,700,000 for this project. It is unclear that the project merits the expenditure of an additional \$850,000 of taxpayer funds.

For the foregoing reasons, I am returning House Bill No. 1270 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1056, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1503 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1503

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1503, entitled 'A Bill for an Act Relating to Employment'.

This bill expands the scope of Section 394B-9, Hawaii Revised Statutes, which requires an employer of a business employing fifty or more employees to provide to each employee and the Director of Labor and Industrial Relations at least sixty days' prior written notification of a 'closing, partial closing, or relocation.' It will also require a sixty days' prior written notification for any 'divestiture,' including the sale, transfer, merger, bankruptcy, or other business takeover or transaction of business interests that may cause workers to lose their jobs.

This bill is objectionable because requiring public disclosure may negatively impact the very employees this bill seeks to

help since it can jeopardize the owner's efforts to reconstitute the business.

Although this bill exempts from the notice requirement an owner actively seeking a buyer for the business, it does not provide a similar exemption for an owner actively renegotiating a lease, seeking refinancing, seeking additional credit, or making other last minute efforts to save a business that is in imminent danger of closure. Requiring a business to post public notice of impending closure may jeopardize any attempts to save the businesses, because financial institutions may stop extending credit or refuse to grant loans. Customers may take their business elsewhere and employees may seek immediate employment elsewhere.

By including bankruptcies, this bill will unreasonably burden businesses least able to afford added burdens and may force a failing company to close sooner than expected or lay off more workers to retain sufficient finances for payments.

This bill also adds additional penalties to section 394B-9 for back pay and benefits and a \$500 civil penalty for each day of violation. Current law already makes employers liable to all affected employees in an amount equal to the value of all their wages, benefits, and other compensation for the three months preceding the closure, partial closure, or relocation of the covered establishment.

Additionally, the federal law under Worker Adjustment and Retraining Notification Act of 1989 (WARN) allows an employer to give less than sixty days notice under certain circumstances where, at the time notice would have been required, the employer was actively seeking capital to avoid or postpone closure and believed that public notice would jeopardize the business transition. This bill has no similar provision. Thus, this bill creates inconsistencies between federal and state law without good reason.

Although this measure intends to protect employees from the effects of unexpected and sudden layoffs or terminations, it may result in earlier business closures and less monetary benefit for the employee.

For the foregoing reasons, I am returning House Bill 1503 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1057, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1605 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1605

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my

approval, House Bill No. 1605, entitled 'A Bill for an Act Relating to Traffic Control.'

The purpose of this bill is to appropriate funds for the development and implementation of an intelligent transportation system architectural plan for Maui that includes a Maui traffic control center.

I concur with the goal to establish a traffic control system on each of the major islands that allows both the public and highway traffic managers to better utilize routes and re route traffic as traffic congestion occurs.

However, this bill is objectionable because it utilizes moneys from the State Highway Fund for a project that is not yet on the approved State Transportation Improvement Plan (STIP). This plan sets priorities of traffic improvement projects on each island and allows a fair and transparent use of highway funds for the priority projects that are specifically on the plan as set by the community. To divert moneys out of the Highway Fund for this specific project at the expense of other community approved projects that have been waiting for funding is both unfair and not sound fiscal planning.

Further, the State has been informed by the County of Maui that it has not budgeted its own funds for the Maui Traffic Control Center and it is unknown at the present time whether Maui will allocate resources for this project.

As noted in my July 5, 2007 communication to Speaker Say and President Hanabusa, the defect in this bill can be easily remedied by appropriating moneys from the General Fund rather than the State Highway Fund to construct this center. I have asked the Legislature to make this amendment so that I may sign this measure for the people of Maui. Without this amendment, which only the Legislature can enact, the bill is unacceptable.

For the foregoing reasons, I am returning House Bill No. 1605 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1058, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1659 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1659

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1659, entitled 'A Bill for an Act Relating to Procurement.'

The purpose of this bill is to require that all funds received by, on behalf of, or for the benefit of a governmental body pursuant to a solicitation by a governmental body to pay for the

costs of State-sponsored trips and other efforts to generate business opportunities, be deposited in the General Fund, to be disbursed pursuant to legislative appropriation. The bill also appropriates \$50,000 in Fiscal Year 2007-2008 only to cover costs for such public-private marketing endeavors.

This bill is objectionable because it would compromise the effectiveness of State agencies such as the Department of Business and Economic Development (DBEDT), Department of Agriculture, and the High Technology Innovation Corporation in their efforts to coordinate trade shows and endeavors that feature and highlight many of Hawaii's businesses and business opportunities. While the bill would allow such agencies to solicit partnership funds from the private sector, those funds would be deposited into the General Fund and there is no assurance that the agency that solicited the funds would have access to the funds for the specific purpose for which they were contributed.

Furthermore, this bill would result in the use of public dollars to purchase trade show booths, exhibit space, convention fees, and marketing expenses that should be borne by the private businesses and firms that directly benefit from these activities. It is inappropriate and poor fiscal policy to ask the taxpayers of the State of Hawaii to subsidize profitable, private firms.

For the foregoing reasons, I am returning House Bill No. 1659 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1059, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1670 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1670

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1670, entitled 'A Bill for an Act Relating to the Ingenuity Charter.'

The purpose of this bill is to establish the Ingenuity Company, a private, for-profit, non-stock, limited liability company chartered by the State, authorized to hold and leverage intellectual property.

This bill is objectionable for a number of reasons. First, this bill appropriates public funds to a private, for-profit company but does so absent standards required by Section 4 of Article VII of the State Constitution that prohibits State appropriations for private purposes.

Second, while its title refers to ingenuity, it is unclear how the bill assists inventors or attracts them to Hawaii. The benefits to the inventor members who grant their intellectual property rights to the company appear to be minimal. The

inventor must license their invention to the company under contract. But the bill fails to describe any rights the inventor members receive in return, other than royalties. In that respect, they receive no profits beyond royalties. The bill states that financial rewards of ingenuity are meant to be distributed to others, not to the actual inventors. The remaining portion of generated income from their invention would be distributed to the other members as fees or as distributed profits, of which the inventor member does not share. The members who receive all profits are designated private organizations that are not part of the inventors' work. In addition, the inventor members have no guaranteed voting rights in the company.

Under the bill, all assets of this company would be distributed to the private organization members upon dissolution. Rights to the original licenses, remaining funds, and all other assets are neither returned to the inventor members nor to the State. In turn, the private organization members would not be subject to any State oversight and, thus, there would be no accountability for the manner in which these public funds are used. This bill appears to create a vehicle to appropriate public money for private organizations without public accountability.

Third, the bill creates ambiguities and contradictions that are difficult to resolve. Though the company is created by State charter, it is not a government instrumentality. This makes it look as though the company is actually just a conventional private company receiving preferential treatment from the State. The Attorney General believes this unequal treatment may subject this bill to a constitutional challenge under the Equal Protection Clause.

Further, the tension in the bill between creating a State charter, but maintaining the entity as a private, for-profit company, makes unclear the State's authority and legal responsibilities with respect to the Ingenuity Company. On the one hand, there is no attachment to or oversight by a governmental department. On the other hand, a degree of governmental control is interjected in the bill. This degree of control could render the State legally responsible for the acts of this private company.

To further confuse the rights and obligations of this company, the bill states that the Ingenuity Company is both a 'body corporate' and a limited liability company, as defined under chapter 428, Hawaii Revised Statutes. The bill seems to create a hybrid entity with unusual provisions, such as authorizing parties who are not members or managers of the company, to control the voting rights of members. In other words, those who manage the company may vote if and only if third-parties to the company permit these managing members to vote. This creates oversight control by third-parties without imposing any fiduciary responsibility or accountability.

The Ingenuity Company also takes on characteristics of a corporation, rather than a limited liability company. If the company were directed to register as a business in Hawaii as a private company in its current formation, the company would not be able to register due to the ambiguity of its business structure.

It is imperative that we transform Hawaii's economy. Encouraging ingenuity and rewarding innovators who take risks are central to that transformation. This bill does neither. Instead, it transfers the benefits of our inventors' hard work to designated private organizations. Equally important is the care we take in using our resources to be sure that we do not waste them on underdeveloped or impractical solutions. It does a disservice to promote and pass a bill that supports innovation in

name only. It is unclear how this bill in its current incarnation attracts inventors to Hawaii or assists them in their innovation.

For the foregoing reasons, I am returning House Bill No. 1670 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1060, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1764 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1764

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1764, entitled 'A Bill for an Act Relating to the Issuance of Revenue Bonds to Assist Hawaii Health Systems Corporation or Any of its Regional Subsidiary Corporations.'

This bill would authorize 'the Hawaii health systems corporation, its regional system boards, or any of its regional subsidiary corporations,' upon the approval of the Governor, to issue revenue bonds of up to \$100,000,000 to finance the costs of acquisition, construction, improvement, or extension of healthcare facilities exclusively on Maui.

This bill is objectionable because of its potential adverse impact upon the powers of newly created regional systems boards (regional boards) within the Hawaii Health Systems Corporation (HHSC). This session, Senate Bill No. 1792 has been passed to create five new regional boards within HHSC with the intent to give greater local control over the governance of the HHSC hospitals. Senate Bill No. 1792 vests all five of these regional boards with the authority to issue revenue bonds up to \$100,000,000. The issuance of these bonds is subject to approval by HHSC and the Governor or the Director of Budget and Finance. The bond underwriters would need to determine that there are sufficient revenues to support the issuance of revenue bonds.

However, Senate Bill No. 1792 specifically provides that if House Bill 1764 becomes law in any form this session, then the amendments to section 333F-7(c)(15) that empowers all five regional boards with bond issuing authority 'shall not take effect.' Therefore, this bill must be returned without my approval in order for all five regional boards to be vested with the full revenue bond issuing authority that is granted under Senate Bill No. 1792.

For the foregoing reason, I am returning House Bill No. 1764 without my approval.

Respectfully,

/s/ Linda Lingle

LINDA LINGLE
Governor of Hawaii

Gov. Msg. No. 1061, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1818 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1818

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1818, entitled ‘A Bill for an Act Relating to Government Employees.’

The reported purpose of this bill is to ‘close a loophole that could potentially allow a department head of an executive department to remain in a holdover capacity indefinitely.’ This bill amends section 26-31, Hawaii Revised Statutes, to provide that the single executive head of a principal department, who is not renominated during the regular session of the Legislature immediately following the expiration of the executive’s term, shall cease to hold office, including in the capacity of a holdover, upon the end of the legislative session. This bill also amends section 26-33, Hawaii Revised Statutes, to insert a proviso stating that, if the Governor does not designate an officer or employee, the ‘highest ranking and most senior’ officer as specified in the proviso shall perform the duties of the vacant office. Furthermore, this bill amends section 26-33 to exclude from its application boards and commissions, unless the chair of the board or commission is the executive of a department.

This bill is objectionable because it goes beyond its reported purpose by depriving the Governor of the power, under section 26-33, Hawaii Revised Statutes, to designate a state officer or employee to temporarily perform the duties of a member of a board or commission to which the Governor has the power of appointment or nomination if a vacancy occurs on the board or commission. The bill appears to be drafted under the mistaken belief that section 26-33 is to be used for the vacant offices of only department heads. However, there are other offices for which the Governor has the power of appointment or nomination, including positions on boards and commissions that are not executive heads of departments. Section 26-33 has, for example, been used to designate state employees to temporarily perform the duties of members of the three-member Hawaii Paroling Authority when two of the authority’s members resigned in close succession during the 2003 legislative session. If the temporary designations had not been made, the operation of the Hawaii Paroling Authority would have come to a halt until the process for appointing and confirming members to fill the vacancies was completed or until the legislative session ended and the Governor could make interim appointments. The Governor’s power to make temporary designations when vacancies occur on boards and commissions is necessary to achieve the strong policy interest in continuing governmental functions.

Furthermore, the bill could lead to situations where an employee with little executive management experience may be put in charge of a large state department with hundreds of

employees and millions of dollars in operating and capital improvement program funds. There are legitimate circumstances that may arise when it is difficult to identify the most qualified candidate to fill a department head position. Because these positions pay relatively less than comparable private sector jobs, the field of candidates is smaller and those who do step forward make financial sacrifices to do so. To place an artificial timetable on this process could lead to placing an unqualified person in the department director position, contrary to sound public and personnel policies.

Also, this bill is ambiguous because it relies upon two different factors for determining who would be put in charge of a department. It is unclear whether it would designate the highest ranking person by virtue of that person’s title and position within a department, or the person with the most seniority, regardless of that person’s position. Enactment of this measure could jeopardize the ability of the State to deliver services and programs to the residents of Hawaii in the most effective manner.

While I concur in the position that an acting director should not remain in place indefinitely, I can assure you this Administration has acted in good faith to fill vacant senior positions with well qualified individuals.

For the foregoing reasons, I am returning House Bill No. 1818 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii

Gov. Msg. No. 1062, dated July 10, 2007, transmitting her statement of objections to House Bill No. 1830 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2007

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1830

Honorable Members
Twenty-Fourth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1830, entitled ‘A Bill for an Act Relating to Child Protection.’

The purpose of this bill is to provide full immunity from prosecution for any person who abandons an infant at a hospital, fire or police station, or with emergency medical services personnel as long as the infant is left within 72 hours of birth and is left in unharmed condition.

My Administration shares the goal of ensuring that every child in Hawaii has a safe and secure home. However, this bill has consequences that could adversely impact the very children it is attempting to help.

Under this bill, persons abandoning an infant would not be required to identify themselves or to demonstrate their relationship to the infant. As such, it would be impossible to determine if the person leaving the infant was lawfully in

possession of the infant at the time of abandonment. In this regard, House Bill 1830 provides no safeguards to protect the rights of both parents to seek custody of their child. Similarly, there are no safeguards to allow extended family members, especially grandparents, to assert their interests in caring for the infant.

The infant would be prevented from learning about its medical and genealogical history, which could have health implications for the infant, particularly later in life.

Unlike other states, Hawaii provides a number of programs that provide benefits based on one's ancestral roots. Enactment of this bill would preclude abandoned children of Hawaiian ancestry from knowing of, or being able to prove, their blood quantum to qualify for housing, schooling, or other benefits.

Enactment of H.B. No. 1830 may lead some women, who would ordinarily relinquish their child via adoption proceedings, to take the more expedient route of abandoning their infant.

Adoption is the preferable approach for parents to surrender their parental rights because adoption proceedings provide a mechanism by which the medical history and the genealogical history of the infant may be determined and verified. In addition, adoption procedures provide a mechanism to safeguard the rights of the infant's father and to ascertain if the father or members of the parents' extended families are willing and able to adopt the infant.

Programs such as Project Cuddle focus on the pregnant girl or woman and work with frightened prospective mothers to find safe, legal options for their newborns and are a more constructive approach to this problem.

This Administration remains committed to protecting the welfare of all children and will continue its comprehensive efforts to provide the full array of supportive services and nurturing environments that young mothers and their newborns deserve.

For the foregoing reasons, I am returning House Bill No. 1830 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 1063, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1833 as Act 265, entitled: "RELATING TO FAMILY LEAVE."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1833 SD1 HD1 CD1

On July 10, 2007, Senate Bill No. 1833, entitled 'A Bill for an Act Relating to Family Leave' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of this bill is to allow the employee, rather than the employer, the choice of either taking unpaid leave or substituting available accrued paid leave for any part of the

four-week period allowed for family leave under Hawaii's Family Leave Law.

I continue to have concerns regarding bills that legislate the relationship between employers and employees within the State of Hawaii since these legislative mandates act as a deterrent to the establishment of enterprises within our state. Matters pertaining to leave are best determined by collective bargaining negotiations, by company policies, and by cooperative working relationships between employers and employees.

Under the State Family Leave Law and accompanying administrative rules, employee rights in this area are currently safeguarded. Employers are required to give prior notice to employees if the employer intends to substitute accrued paid leave for all or part of the family leave. And, an employer cannot retroactively apply accrued paid leave against family leave after the employee has returned to work, without employee consent. Furthermore, Hawaii's Family Leave Law is consistent with the federal Family and Medical Leave Act that allows employers to require use of paid leave when a person is on family leave.

I remain concerned that this bill might discourage some employers from providing paid sick leave or other paid leave benefits to their employees since these benefits will accumulate on top of four weeks of unpaid family leave mandated in State law. However, I also recognize the importance of giving employees an opportunity to identify how they wish to take family leave when emergencies occur in their household.

For the foregoing reasons, I allowed Senate Bill No. 1833 to become law as Act 265, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1064, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 899 as Act 266, entitled: "RELATING TO INTEGRATED STRATEGIES FOR STATEWIDE FOOD AND ENERGY CROP PRODUCTION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 899 HD1 SD1 CD1

On July 10, 2007, House Bill No. 899, entitled 'A Bill for an Act Relating to Integrated Strategies for Statewide Food and Energy Crop Production' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

House Bill 899 appropriates out of the general revenues of the State of Hawaii the sum of \$450,000 or so much thereof as may be necessary for fiscal year 2007-2008 to the University of Hawaii Center for Conservation Research and Training ('CCRT') for Phase 1 of a project to develop 'best strategies consistent with comprehensive agricultural management practices to facilitate sustainable production of crops through long-term enhancement of soil quality using ecologically responsible means.' I am told Phase 1 on the project would identify and test charcoal additive strategies to improve the nutrient levels in soils.

There are several concerns with this measure. This bill identifies Phase 1 of a research and development project without providing any insight into what subsequent phases may entail, or whether or not there will be subsequent phases. This raises both fiscal and programmatic concerns. The bill contains neither a plan of action nor recognizable outcomes for the funds invested. Further, it is unclear how the expenditure of moneys in fiscal year 2007-2008 would impact funding levels in subsequent fiscal years.

There appears to be doubt within the scientific community, as expressed in a number of journals and formal publications, as to whether using charcoal as a geologic carbon sequestration technique should be researched and developed at the expense of other environmentally sound, technologically feasible, and economically affordable solutions to climate change, such as improving energy efficient power generation, developing renewable energy, and protecting threatened forests.

Similarly, extensive research into using charcoal as a long-term enhancement of soil quality has been conducted by the U. S. Department of Agriculture and various agricultural research entities. It is unclear how the research proposed in this measure would not duplicate or overlap existing analyses. As the bill recognizes, the use of high carbon anthropogenic soil for agricultural purposes has been applied 'since ancient times by indigenous communities in other tropical regions around the world.' Thus, it is questionable whether the research contemplated in this measure would significantly help advance human understanding of this technology.

For the foregoing reasons, I allowed House Bill No. 899 to become law as Act 266 effective July 10, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1065, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1083 as Act 267, entitled: "RELATING TO HIGH TECHNOLOGY."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1083 HD2 SD2 CD1

On July 10, 2007, House Bill No. 1083, entitled 'A Bill for an Act Relating to High Technology' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The bill would appropriate \$5 million in general funds for firms that have already received federal funds through the Hawaii Technology Development Venture or the National Defense Center of Excellence for Research in Ocean Sciences.

This bill raises a number of concerns. First, it dedicates a significant portion of State taxpayer dollars (\$5 million) to a small number of private firms, most of which are for-profit ventures. An estimated thirteen companies would be eligible for the money. The bill does not establish any standards, criteria, or oversight procedures to ensure that the funds are used to achieve a clear public purpose. The bill also lacks specific results against which the effectiveness of this use of public funds will be measured.

Second, the organization that would select the firms who receive the funds is comprised of individuals who do not appear to have scientific or engineering background, nor are they individuals with extensive credentials in the fields of technology, engineering, and science. To entrust this group with decisions on the allocation of funds that should be based on merit and technical analysis is not appropriate.

Finally, it appears that the bill fails to meet the requirements of a grant in aid, in that it exempts from the statutory requirements in Chapter 42F, Hawaii Revised Statutes, the funding provided for in this bill, yet section 3 of this measure says that the funds shall be provided as a grant, pursuant to Chapter 42F. This internal inconsistency in the language will make it difficult for the Budget and Finance Department to comply with the language regarding the release of money in this bill.

For the foregoing reasons, I allowed House Bill No. 1083 to become law as Act 267, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1066, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1614 as Act 268, entitled: "RELATING TO EDUCATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1614 SD1 HD1 CD1

On July 10, 2007, Senate Bill No. 1614, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill appropriates \$1 million over the biennium period to the Department of Education to implement a human resources management model in the Waianae area complex.

It is important for schools to be able to recruit, train, and retain good teachers. However, it should be pointed out that the Department already has over \$12 million specifically allocated for teacher training and teacher retention. Over \$2.2 million is provided for teacher recruitment and \$5 million has been set aside for professional development, not counting funds imbedded in other administrative support programs.

The Waianae area should be commended for receiving a \$1 million grant from the U. S. Department of Education to implement teacher recruitment and retention systems targeted for their high school. This three-year grant still has two more years before the project is complete.

Thus, the funding in this bill duplicates resources already within the Department of Education budget and is premature. We would encourage the Waianae area complex to continue the work it has begun under the U. S. Department of Education grant and to provide a comprehensive post-project analysis that can be used by schools in that area, as well as elsewhere throughout the public education system to help identify, place, and retain high quality teachers.

For this reason, I allowed Senate Bill No. 1614 to become law as Act 268, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1067, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 895 as Act 269, entitled: “RELATING TO MOTOR VEHICLES.”

“Dear Madam President and Members of the Senate:

Re: House Bill No. 895 HD2 SD1 CD1

On July 10, 2007, House Bill No. 895, entitled ‘A Bill for an Act Relating to Motor Vehicles’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill authorizes the counties to increase from \$5 to \$10 the portion of the motor vehicle registration fee for disposing of abandoned vehicles. This bill also allows towing companies contracted by a county to increase vehicle towing and storage fees.

This bill runs counter to my long-held position that counties should be given greater flexibility in the administration of county functions. This bill establishes in State statute the specific fees the counties can and cannot charge for motor vehicle-related activities. As I have stated previously, State statutes should not micromanage the activities of duly elected officials at the county level.

For this reason, I allowed House Bill No. 895 to become law as Act 269 effective July 10, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1068, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 507 as Act 270, entitled: “RELATING TO BOATING.”

“Dear Madam President and Members of the Senate:

Re: House Bill No. 507 HD2 SD1

On July 10, 2007, House Bill No. 507, entitled ‘A Bill for an Act Relating to Boating’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of this bill is to prohibit the State from transferring small boat harbors to any county or contracting with any county to manage a small boat harbor unless the Legislature passes a law allowing this transfer.

The bill is objectionable because the proposed statute prohibiting the transfer of the small boat harbors to the counties is more restrictive than the already existing statute (section 200-2.5, Hawaii Revised Statutes). The statutes already authorizes

the Board of Land and Natural Resources to lease fast lands within an existing State boating facility for private development, management, and operation without legislative approval.

House Bill No. 507 provides that a similar transfer to a county would be prohibited. To the extent that the Legislature has already authorized the Board to lease fast lands to private parties, the prohibition of leases to the counties, which are public bodies that are directly responsible to their citizens, is contrary to public policy because it places the counties at a disadvantage when compared with private parties if the counties desire to seek authority to operate a State-owned small boat harbor.

For the foregoing reasons, I allowed House Bill No. 507 to become law as Act 270 effective July 10, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1069, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1630 as Act 271, entitled: “RELATING TO TECHNOLOGY WORKFORCE DEVELOPMENT.”

“Dear Madam President and Members of the Senate:

Re: House Bill No. 1630 HD2 SD2 CD1

On July 10, 2007, House Bill No. 1630, entitled ‘A Bill for an Act Relating to Technology Workforce Development’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill appropriates \$1.1 million to be expended by the Economic Development Alliance of Hawaii for the project EAST program. EAST stands for environmental and spatial technology.

This bill poses possible constitutional concerns in that it sets up a spending mechanism without parameters and outside of the State Treasury. Article VII Section 4 of the Hawaii Constitution requires public funds to be spent pursuant to standards provided by law. Based on a review by the Attorney General, we find there are no standards specified in this bill or prior law for the Hawaii 3Ts school technology laboratories fund. There is another provision of existing law that says expenditures shall be approved by the Department of Business, Economic Development and Tourism director. The Department of Business, Economic Development and Tourism would, therefore, assume the burden of ensuring these funds are spent in accordance with statutorily required standards. An unclear line of accountability for public funds is not in the public’s best interest.

For the foregoing reasons, I allowed House Bill No. 1630 to become law as Act 271 effective July 10, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1070, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 122 as Act 272, entitled: "RELATING TO STATE FUNDS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 122 HD1 SD1 CD1

On July 10, 2007, House Bill No. 122 entitled 'A Bill for an Act Relating to State Funds' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill requires the Department of Budget and Finance to establish by January 1, 2009 a searchable website that the public can access at no cost for information regarding State grants, contracts, and other awards.

Although the intent of this legislation is in keeping with my Administration's overall theme of transparency and accountability about how government operates and how public funds are spent, this bill raises a number of concerns.

The State Procurement Office (SPO) uses the National Institute of Government Purchasing coding system for purposes of defining categories for Hawaii's electronic procurement system. This bill requires that each award be identified using the North American Industry Classification System code – a code not used by the Department of Budget and Finance or SPO. The value of requiring awards to be identified by this coding system is dubious, as compared to the burden on government agencies and awardees to learn the system.

The basic information required for public accountability with regard to procurement is presently available on the SPO's website. Expansion of SPO's existing website to include additional information on grants or other awards could be accomplished without legislation.

Because some of the information required is not presently captured under current procurement and grant processes, the requirement that subaward information be collected and posted online will increase costs to taxpayers of contracts and grants because the bill allows contractors, subcontractors, grantees, and subgrantees to allocate 'reasonable costs' to comply with the subaward reporting requirements.

Additionally, it should be pointed out that the responsibility for collecting and posting data of the type suggested in this bill is more appropriately a function of the Department of Accounting and General Services rather than the Department of Budget and Finance, as proposed in this measure.

For the foregoing reasons, I allowed House Bill No. 122 to become law as Act 272, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1071, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 777 as Act 273, entitled: "RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 777 HD2 SD2 CD1

On July 10, 2007, House Bill No. 777, entitled 'A Bill for an Act Relating to the Hawaii Educator Loan Program' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The bill makes changes to the Hawaii Educator Loan Program administered by the University of Hawaii and appropriates \$250,000 in general funds to the University for the program.

I am a strong supporter of the Hawaii Educator Loan Program and believe it is a tool we can utilize to increase the number of qualified teachers in Hawaii. That is why I introduced House Bill No. 2350 and Senate Bill No. 2313 in 2006, to provide and funding support to the Hawaii Educator Loan Program. However, this bill does not adopt the programmatic changes that would increase the number of qualified teachers in Hawaii.

Recipients of the Hawaii Educator Loan Program should be allowed to attend any State approved teacher education program approved by the Hawaii Teacher Standards Board, not just the University of Hawaii. Other Hawaii colleges who have State approved teacher education programs include Brigham Young University – Hawaii, Chaminade University of Hawaii, Hawaii Pacific University, and the University of Phoenix – Hawaii. However, the students who attend these schools cannot qualify for the Hawaii Educator Loan Program. Further, recipients of the program should be able to teach in charter schools.

I am hopeful that the Legislature will come back next year and make these needed changes to the Hawaii Educator Loan Program in order to increase the number of qualified teachers in Hawaii.

For the foregoing reason, I allowed House Bill No. 777 to become law as Act 273 effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1072, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 686 as Act 274, entitled: "RELATING TO EDUCATIONAL ASSISTANTS."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 686 SD1 HD1 CD1

On July 10, 2007, Senate Bill No. 686 entitled 'A Bill for an Act Relating to Educational Assistants' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The bill requires the Department of Education to report to the 2008 Legislature on a career ladder program for educational assistants and the cost of repricing these positions.

Although the need to recruit and retain educational assistants is understandable, I question the need for this bill.

The Department of Education provided testimony which requested general fund appropriations of \$8 million in fiscal year 2007-2008 and \$13 million in fiscal year 2008-2009. The Department gave this amount as the cost of implementing a career ladder for education assistants. The Department also testified that 3,100 educational assistants would qualify for the career ladder program. It is not clear how this data, which was provided to the Legislature during session, is different than the data required by this bill. The bill appears to unnecessarily duplicate the analysis that has already been completed by the Department.

Although there is no appropriation contained in this bill, the possibility of future appropriations is evident and causes concern because this was not an item of priority in the Board of Education approved Department of Education budget request, and a significant amount of general funds were requested by the Department outside of their approved budget to implement a career ladder during testimony on this bill.

For the foregoing reason, I allowed Senate Bill No. 686 to become law as Act 274, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1073, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 598 as Act 275, entitled: "RELATING TO EDUCATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 598 HD1 SD1 CD1

On July 10, 2007, House Bill No. 598 entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to create the Online Learning Task Force, attached to the Department of Education, to develop a plan to expand online learning to students across the State. This bill appropriates \$50,000 in general funds in fiscal year 2007-2008 to the Department of Education for the work of the task force.

The intent of this legislation is laudable and the inclusion of programmatic measures of success is a constructive feature in this bill.

However, this bill appears to duplicate the existing efforts of the Hawaii Educational Networking Consortium (HENC). The HENC is a collaborative relationship between the Department of Education, University of Hawaii, East-West Center, and the Hawaii Association of Independent Schools. HENC's purpose is, 'to develop, facilitate and promote the use of telecommunications technology in education and research in Hawai'i.' It appears that HENC's purpose and membership are similar to that of the proposed task force and, as such, may be a duplication of effort.

For the foregoing reasons, I allowed House Bill No. 598 to become law as Act 275, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1074, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 15 as Act 276, entitled: "RELATING TO EDUCATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 15 HD2 SD2 CD1

On July 10, 2007, House Bill No. 15, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to establish the Felix Stipend Program Special Fund. Repayments from students who failed to meet their contractual agreements with the Department of Education under the Felix Stipend Program will be deposited into this fund, and fund moneys will then be used for the Felix Consent Decree Recruitment and Retention Program, or any successor programs, and related costs.

Although this bill recognizes the Department of Education has encountered challenges in recruiting and retaining special education teachers for public schools, this bill presents two concerns.

According to financial records, the existing Felix Stipend Program has a 30% default rate on student stipends. This indicates that the program has not been as successful as was intended and should not be expanded until a proper review and assessment can be conducted based on the merits and problems with this program.

Second, there are concerns with the establishment of a special fund that does not meet the statutory criteria for a special fund. It appears the Stipend Program Special Fund created in this bill would not be self-sustaining. The Department of Education testified that an appropriation amount of \$50,000 for the fund was recommended, based on average yearly collections for the program. Instead, this bill does not allow legislative appropriations to be deposited into the fund, and appropriates \$250,000 out of the fund. Based on the Department's estimate of \$50,000 in yearly collections, it is unlikely that the Department would be able to operate the retention and recruitment program without a general fund appropriation to supplement the repayments.

For the foregoing reasons, I allowed House Bill No. 15 to become law as Act 276, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1075, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1477 as Act 277, entitled: "RELATING TO RURAL PRIMARY HEALTH CARE TRAINING."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1477 HD2 SD2 CD1

On July 10, 2007, House Bill No. 1477, entitled 'A Bill for an Act Relating to Rural Primary Health Care Training' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

House Bill 1477 appropriates \$4 million in the biennium for the University of Hawaii John A. Burns School of Medicine to provide rural primary health care services. Wahiawa General Hospital has determined that it can no longer support a medical residency program at its facility.

While the goal of maintaining such a program is laudable, it appears that a residency program operated by the John A. Burns School of Medicine would need to be accredited to become eligible for federal matching funds from the Center for Medicare and Medicaid Services (CMS). The accreditation process usually takes two to three years. CMS payments would go to the participating hospitals and cover the salaries of the doctors-in-residence. They would not cover the costs the medical school might incur in overseeing this type of residency program.

The University did not submit an Executive Budget request for this program. With regard to this bill, the University stated, 'while this is a worthwhile cause, the John A. Burns School of Medicine has much larger commitments and priorities in fulfilling its mission to train physicians to serve Hawaii and conduct research to improve the lives of our people.'

For the foregoing reasons, I allowed House Bill No. 1477 to become law as Act 277 effective July 10, 2007 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1076, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1676 as Act 278, entitled: "RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1676 SD2 HD1 CD1

On July 10, 2007, Senate Bill No. 1676, entitled 'A Bill for an Act Relating to the Hawaii Health Systems Corporation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The stated purpose of this bill is to require the Hawaii Health Systems Corporation (HHSC) to submit a feasibility report to the Legislature on establishing a domestic captive insurance company to provide medical malpractice and hospital professional and general liability coverage for the corporation, establishes a captive insurance board and appropriates \$20,000,000 to capitalize the formation of a captive entity.

Although my Administration supports creation of captive insurance companies to lessen health care costs, the bill is problematic because it sets up a governance system for the captive entity that runs contrary to established practices, is ill-timed, and will complicate implementation of new regional boards for HHSC.

The bill contains explicit language that precludes the HHSC management and the HHSC board from managing or overseeing the captive entity. This governance structure runs counter to established practices that ensure a parent company has a seat on its captive entity's board and oversees its captive insurance entity.

In light of the enactment of SB No. 1792 today, which will create five new regional boards within HHSC, it would be prudent to wait until the anticipated changes in HHSC occur and the regional board members are seated who could then provide input and expertise as to the creation of a captive entity that would best serve the needs of HHSC.

Further, this bill proposes to use \$13,279,000 from the Hawaii Health Systems Corporation Special Fund that is necessary to operate the State's regional 13-facility hospital network and provide basic health care services to our residents.

For the foregoing reasons, I allowed Senate Bill No. 1676 to become law as Act 278, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1077, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1866 as Act 279, entitled: "RELATING TO MIXED MARTIAL ARTS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1866 HD3 SD2 CD1

On July 10, 2007, House Bill No. 1866, entitled 'A Bill for an Act Relating to Mixed Martial Arts' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to establish a new, comprehensive regulatory scheme for professional mixed martial arts contests and participants.

Mixed martial arts contests are growing in popularity throughout Hawaii with eight such events held in 2000 and 29 events held in 2005. Thus the need to regulate these contests is apparent and I have therefore allowed this bill to become law as a matter of public safety in order to best protect those engaged in mixed martial arts activities.

This bill is objectionable because it finances the start-up costs of mixed martial arts regulation from the Compliance Resolution Fund (CRF). General funds should be used to defray the start-up costs of implementing new professional or vocational regulatory programs. By using CRF funds, this bill forces licensees from other professional and vocational licensing programs who pay into the CRF (e.g., certified public accountants, nurses, emergency medical technicians, social workers) to subsidize the start-up costs of another profession.

The manner in which the sources of funding in this bill was decided is also troubling. From its introduction in January through the end of April, the language in the first six versions of this bill was consistent in sourcing the appropriations for the start-up costs of the mixed martial arts regulatory scheme from the general fund. Only in Conference Committee was the

source of funding switched from general funds to CRF. While such legislative action is not unprecedented, it is nevertheless unfortunate.

Additionally, I am troubled that the regulations the Department of Commerce and Consumer Affairs develops to protect the participants of this sport will not be allowed to take effect until July 1, 2009.

For the foregoing reasons, I allowed House Bill No. 1866 to become law as Act 279, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE

Gov. Msg. No. 1078, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1014 as Act 280, entitled: "RELATING TO EDUCATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1014 HD2 SD1 CD1

On July 10, 2007, House Bill No. 1014, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to appropriate \$585,000 in Fiscal Year 2007-2008 to the Department of Education for five complex areas for support services including professional development, alignment or curriculum, and mentoring in schools. This bill also appropriates \$165,000 in Fiscal Year 2007-2008 to the Department of Education for the Teach for America program.

This bill raises two concerns.

First, appropriations for professional development of teachers in the classroom should be under the jurisdiction, decision making, and expending authority of the school principal. This bill contradicts the spirit of Act 51, Session Laws of Hawaii 2004, weighted student formula, and control by the principal over school-level funding priorities and programs. It also fails to recognize that the Department of Education has funds within its base budget for professional development, training, and curriculum alignment.

Second, this bill also appropriates general funds to the Department of Education for the Teach for America program. The Teach for America project is currently funded by federal dollars, pursuant to the No Child Left Behind law, and should continue to be funded in that manner because this federal funding source will be ongoing for several years.

The University of Hawaii has also expressed concern that they should have been the designated expending agency for the appropriation contained in this bill, and not the Department of Education. The University of Hawaii is the responsible state agency for training the participants in the Teach for America program so these teachers can obtain a teaching certificate in Hawaii.

For the foregoing reasons, I allowed House Bill No. 1014 to become law as Act 280, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE

Gov. Msg. No. 1079, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 688 as Act 281, entitled: "RELATING TO EDUCATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 688 SD2 HD1 CD1

On July 10, 2007, Senate Bill No. 688, entitled "A Bill for an Act Relating to Education" became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The bill appropriates \$100,000 in general funds over fiscal biennium 2007-2009, for the P-20 Initiative. This Initiative is tasked with creating a continuum of education from early learning to adulthood.

Although the intent of the P-20 Initiative is laudable, I question the need for State funding of this project.

In April 2007, the P-20 Initiative received a \$10 million grant from the W.K. Kellogg Foundation to support the Initiative's goal of having every third grader in Hawaii reading at grade level by 2015. This \$10 million provides substantial private investment for the Initiative.

This year there were programs of priority that did not receive adequate State general funds. Since the P-20 Initiative received a large private award, the \$100,000 in State funds could be used for other worthwhile programs.

For the foregoing reason, I allowed Senate Bill No. 688 to become law as Act 281, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE

Gov. Msg. No. 1080, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 767 as Act 282, entitled: "RELATING TO THE RUNNING START PROGRAM FOR COLLEGE PREPARATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 767 HD2 SD2 CD1

On July 10, 2007, House Bill No. 767, entitled 'A Bill for an Act Relating to the Running Start Program for College Preparation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill to require the Department of Education to provide students who participate in the Running

Start Program with guidance in how to earn credit toward high school graduation through the satisfactory completion of University of Hawaii courses, and to provide funding for scholarships to students who participate in the Running Start Program.

Although the intent of this legislation is laudable, the funding does not appear essential at this time. Scholarship monies for the Running Start Program are funded through GEAR UP – Hawaii, a federally financed program. It appears federal support is likely to continue for this program.

Scholarships for the Running Start program were not identified as a priority for the University of Hawaii in their Board of Regents approved biennium budget request. Further, University of Hawaii has the ability to waive tuition for needy students in the program.

For the foregoing reason, I allowed House Bill No. 767 to become law as Act 282, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1081, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1931 as Act 283, entitled: “RELATING TO EDUCATION.”

“Dear Madam President and Members of the Senate:

Re: Senate Bill 1931 SD2 HD3 CD2

On July 10, 2007, Senate Bill No. 1931, entitled ‘A Bill for an Act Relating to Education’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

Senate Bill 1931 establishes a working group administered by the Department of Labor and Industrial Relations to analyze if workforce development needs are being met by the public schools, and to report to the 2008 Legislative session. Additionally, the University of Hawaii and the Department of Education are required to submit specific reports to the 2008 Legislature on workforce development. The bill appropriates \$200,000 in general funds to the Department of Education and the Department of Labor and Industrial Relations.

The major concern with this bill is that it is redundant with existing programs in the Department of Education and the Department of Labor and Industrial Relations.

The Work Force Development Councils, established in 1998, and attached to the Department of Labor and Industrial Relations, already are tasked with identifying and implementing ways in which our educational system can meet the needs of our workforce. Additionally, this function is also a part of the wider mission of the P-20 Initiative that began in 1993.

This bill contains an appropriation totaling \$175,000 for the two-year biennium to the Department of Education to fund three new staff positions. The Department of Education has stated that the resources are insufficient for it to carry out the functions of this bill.

For the foregoing reasons, I allowed Senate Bill No. 1931 to become law as Act 283, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 1082, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1672 as Act 284, entitled: “RELATING TO HEALTH.”

“Dear Madam President and Members of the Senate:

Re: Senate Bill 1672 SD2 HD3 CD1

On July 10, 2007, Senate Bill No. 1672, entitled ‘A Bill for an Act Relating to Health’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill: (1) appropriates \$8 million in fiscal year 2007-2008 and \$8 million in fiscal year 2008-2009 to the Department of Human Services (DHS) in order to increase physician reimbursement rates that are paid to doctors who provide care under Medicaid and QUEST; and (2) requires DHS to submit a supplemental budget request of \$8 million or more for FY2009 to the 2008 Legislature to sustain the increased Medicaid and QUEST payments to physicians.

The objective of this bill to increase physician reimbursement rates is laudable. It is vitally important to address the rates of physician reimbursement to ensure that all Hawaii patients, particularly those who live in rural areas, have access to quality health care. However, this bill poses several serious concerns.

Regrettably, the Legislature appropriated these funds outside of the normal budget process. These expenditures have not been included in the State’s six-year financial plan and have not been weighed against other State priorities. Since I took office in 2002, I have urged the Legislature to exercise fiscal discipline and prudent financial planning by acting only after developing a comprehensive, multi-year fiscal framework. This year, as I have in all previous legislative sessions, I exercised financial discipline by developing a six-year, balanced and comprehensive financial plan prior to submitting my executive budget.

Unfortunately, the Legislature did not exercise the same fiscal responsibility by including this appropriation as part of the Executive Biennium Budget. In addition, such a large appropriation raises concerns on the potential adverse impact this expenditure may have on future State spending requirements.

This bill is also objectionable because it unfairly intrudes upon the basic tenants of the separation of powers among the branches of government. The bill unduly interferes into the prerogatives of the Executive Branch by requiring DHS to add millions of dollars to its base budget request.

In addition, this bill is objectionable because, in practice, it will be hard to implement -- particularly for the physicians who provide services to QUEST patients. Unlike Medicaid fee-for-service, DHS does not pay a specified rate for physicians who provide services to Medicaid QUEST patients. Instead, DHS pays a capitated, per person daily rate to the contractors who

provide services. Therefore it will be difficult for QUEST to distribute equitably the additional funds, and may subject existing physician-insurer contracts to renegotiation.

This Administration will continue to work with the health industry to develop quality health access standards for both Medicaid-eligible patients and those under managed care programs such as QUEST.

For the foregoing reasons, I allowed Senate Bill 1672 to become law as Act 284, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1083, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1026 as Act 285, entitled: "RELATING TO SOLID WASTE."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1026 SD2 HD3 CD1

On July 10, 2007, Senate Bill No. 1026 entitled 'A Bill for an Act Relating to Solid Waste' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to make 2-liter bottles subject to the deposit beverage container law, authorizes the Director of Health to suspend a statutory provision which requires the automatic increase of the non-refundable deposit beverage container fee, and requires redemption centers in high density areas to remain open 30 hours per week, of which at least 5 hours must be on Saturday or Sunday.

This bill is similar to a bill that I vetoed last year that would have included 2-liter bottles under the beverage container program. I vetoed this prior bill because 2-liter bottles are difficult to recycle and would have had little impact on beach or roadside litter. The prior bill did not provide for a phased implementation date to give manufacturers and retailers sufficient time to implement the new law and inclusion of 2-liter bottles under the bottle law would have had a disproportionate impact on families.

This bill addresses one concern from last year by including a phase-in for manufacturers and distributors to label the 2-liter bottles with the 'HI-5' designation between December 1, 2007 and March 1, 2008.

However, this bill will still have a disproportionate impact on families. Two-liter bottles are purchased more often by those seeking to buy in bulk to conserve funds and lower their grocery bills. Including larger size containers within the fee and deposit requirements of the beverage container program subjects these buyers to higher costs imposed by this program.

Two-liter bottles are more difficult to recycle. The reverse vending machines that are used in State are not built to redeem 2-liter bottles. While there may be reverse vending machines available, it is not assured that any redemption center will import these machines into the State. In addition, 2-liter bottles are bulkier and cannot be crushed if they are redeemed using machine technologies.

I remain concerned that the Legislature's continued detailed management of the deposit beverage container program may lead some companies to terminate their participation in the program. This bill mandates that redemption centers that are located in 'high density' areas remain open 30 hours per week, of which at least 5 hours must be on Saturday or Sunday. Private businesses that are voluntarily operating as redemption centers in the deposit beverage container program have expressed concerns that this provision will force them to operate without adequate staff and expose them to liability if they are unable to remain open.

On balance, however, I feel that Hawaii families and other residents would suffer more harm if this bill does not become law. Currently, section 342G-102, Hawaii Revised Statutes, provides that if the redemption rate exceeds 70% for a particular fiscal year, then the non-refundable container fee will increase to 1.5 cents per container. This bill authorizes the Director of Health to temporarily suspend this automatic increase if, after consultation with the Auditor, it is determined that the Deposit Beverage Container Special Fund contains sufficient funds. This discretion is necessary to ensure that Hawaii residents do not have to pay more for the administration of the beverage container program.

This year, I sought comprehensive amendments to the deposit beverage container program that would have eliminated the non-refundable container fee and would have allowed consumers to redeem their bottles at retailers. This approach would have eliminated the State's role in the administration of the program. It is unfortunate that the Legislature did not enact this proposed bill.

I remain convinced that the best way to protect our environment is through comprehensive curbside recycling programs of all recyclable products. Our experience with this deposit beverage container law has now borne out this conclusion. The program has collected more than \$50 million in fees and deposits over the past three years and yet it addresses only a small fraction, about 2%, of the waste in Hawaii. It would be more cost-effective to phase out this law and to use the accumulated funds to implement comprehensive curbside recycling programs.

Accordingly, for the foregoing reasons, I allowed Senate Bill No. 1026 to become law as Act 285, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1084, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 497 as Act 286, entitled: "RELATING TO TRANSPORTATION."

"Dear Madam President and Members of the Senate:

RE: House Bill No. 497 HD2 SD2

On July 10, 2007, House Bill 497 HD2 SD2 entitled 'A Bill for an Act Relating to Transportation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

House Bill No. 497 amends Sections 248-9 and 264-18, Hawaii Revised Statutes to expand the obligations of the State highway fund to require it to fund multi-use paths and bicycle lanes on new or existing roadways under design, plan, construction, or reconstruction. Additionally, this bill requires that the planning for mass transit shall include the accommodation for bikeways, bicycle lanes, bicycle routes, and bicycle racks on mass transit vehicles.

While it is understandable that multi-use paths are desirable along certain roadways, it should be recognized that this requirement will add cost burdens to highway projects because these types of facilities require acquisition of wider rights-of-way.

This bill requires the Department of Transportation to work with certain groups of the bicycling community in making determinations where bikeways will not be established. The Department is already working with the biking community to update the Bike Plan Hawaii. Thus, this provision is not needed and may not name some groups that should be involved in the process.

Additionally, the bill fails to recognize that the planning and design of Oahu's mass transit system has been an ongoing undertaking by the City and County of Honolulu. This bill sets requirements on the project that may not be in keeping with Oahu's plans, may not meet federal mass transit criteria, and may impose additional financial and engineering burdens on that project. Further, if the vision is a high speed train system, it is unclear how bike racks on mass transit vehicles will allow these vehicles to move at the speed envisioned in the plan.

For the foregoing reasons, I allowed House Bill No. 497 to become law as Act 286, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1085, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 399 as Act 287, entitled: "RELATING TO AGRICULTURE."

"Dear Madam President and Members of the Senate:

RE: House Bill No. 399 HD1 SD2 CD1

On July 10, 2007, House Bill No. 399 entitled 'A Bill for an Act Relating to Agriculture' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

House Bill No. 399 appropriates \$500,000 for fiscal year 2007-2008 to the Hawaii Association of Conservation Districts for the operation of the sixteen soil and water conservation districts.

The objective of this bill to support the soil and water districts in Hawaii is laudable.

Regrettably, the Legislature appropriated these funds outside of the normal budget process. These expenditures have not been included in the State's six-year financial plan and have not been weighed against other State priorities. Since I took office in 2002, I have urged the Legislature to exercise fiscal discipline and prudent financial planning by acting only after

developing a comprehensive, multi-year fiscal framework. This year, as I have in all previous legislative sessions, I exercised financial discipline by developing a six-year, balanced and comprehensive financial plan prior to submitting my executive budget. Unfortunately, the Legislature did not exercise the same fiscal responsibility by including this appropriation as part of the Executive Biennium Budget.

We would urge the Soil and Water Conservation Districts to work closely with their contacts at the federal level, including the U.S. Department of Agriculture, to identify federal resources and grants to continue the federal assistance these districts have traditionally received.

Additionally, we will work with them to effectively use the \$85,000 provided annually through the State's budget for carrying out the work of these districts.

For the foregoing reasons, I allowed House Bill No. 399 to become law as Act 287, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1086, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1047 as Act 288, entitled: "RELATING TO HIGHWAY SAFETY."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1047 HD2 CD1

On July 10, 2007, Senate Bill No. 1047 entitled 'A Bill for an Act Relating to Highway Safety' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

Senate Bill No. 1047 will allow drivers aged 19 to 20 to drive vehicles weighing 15,000 pounds or less or carrying 15 or fewer occupants. Further, this bill prohibits the acceptance of plea-bargains by commercial drivers for traffic violations, other than parking violations.

In 2005 I vetoed a similar measure which would have allowed commercial drivers licenses to be issued to drivers under the age of 21. This measure is more limited in its scope and application and, thus, I have allowed it to become law. However, I remain concerned that national statistics continue to document that younger drivers have more accidents and exhibit less maturity of judgment in making driving decisions. I would urge the commercial transportation community to institute mandatory training for 19 and 20 year olds, a feature we requested in this bill but was not included by the Legislature.

This measure also contains language that conforms Hawaii statutes to the revised federal Motor Carrier Safety Regulations and will ensure Hawaii continues to be eligible for federal highway matching funds.

For the foregoing reasons, I allowed Senate Bill No. 1047 to become law as Act 288, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1087, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 531 as Act 289, entitled: "RELATING TO CHILDREN."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 531 HD3 SD2 CD1

On July 10, 2007, House Bill No. 531 entitled 'A Bill for an Act Relating to Children' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to establish a 'Hawaii 3-5 Transition' task force to study the feasibility of expanding eligibility, pursuant to Part C of the Individuals with Disabilities in Education Act (IDEA), for services from the Department of Health (DOH) Early Intervention Section to children between 3 to 5 years old who have developmental disabilities. The task force is to submit a report on its findings no later than 20 days prior to the start of the 2008 legislative session, which would be early January 2008. The task force is appropriated \$120,000 for fiscal year 2007-2008. The task force shall cease to exist at the end of the 2008 regular legislative session.

While the objectives of enriching services for early childhood care have merit, I find this bill does not provide sufficient time to study the critical issues that it requests be studied and then to prepare a comprehensive report. The Department of Education, the Department of Health (DOH), and the University of Hawaii's Center for Disability Studies have all expressed concerns that the timeline is too short to accomplish the tasks that are requested in this measure.

The task force must identify the potential number of children who would be served in this new population and who may benefit from intervention services under Part B of the IDEA; research evidence-based practices and service models; define the array of services and derive resource and cost projections; and conduct a needs assessment, including an statewide qualitative study of families of young children who are receiving special education, as well as those who have exited from intervention services.

Conducting the feasibility study will be further hampered because the final federal regulations have not been issued implementing Part B of the Individuals with Disabilities in Education Act of 2004 (PL 108-446). The proposed regulations for 34 Code of Federal Regulations Part 303 were recently published for the notice and comment period. The final federal regulations will not be issued until later this year. Thus, the task force's efforts may be premature.

In addition, this bill proposes to create a large, diverse group that is representative of the affected State agencies, providers, advocates, family members, and other stakeholders. Six months is insufficient time for the task force members to be identified, meet and develop a work plan, explore the relevant topics, develop a state-community-family consensus on issues, and draft, review, finalize, and submit a comprehensive report.

For the foregoing reasons, I allowed House Bill No. 531 to become law as Act 289, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1088, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 1792 as Act 290, entitled: "RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1792 SD3 HD3 CD2

On July 10, 2007, Senate Bill No. 1792 entitled 'A Bill for an Act Relating to the Hawaii Health Systems Corporation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to create five regional boards within the Hawaii Health Systems Corporation (HHSC), to give these regional boards authority over the operation and governance of HHSC facilities that are located within their regions, to retain the central corporation and increase the membership of the HHSC Board, to exempt the HHSC Board and the regional boards from the Sunshine Laws, and to exempt the regional boards from the Public Procurement Code.

The bill contemplates that the regional boards will exercise substantial control and responsibility for the management of the HHSC facilities and other assets located in their regions, while HHSC and the HHSC Board will act upon corporation-wide matters. Regional boards will be able to retain revenues that are generated by facilities located within their regions, and the regional boards will be responsible for developing budgets and submitting them to the HHSC board for submission to the Legislature. Both HHSC and the regional boards will have authority to contract for goods, services, and construction.

I support the intent of this bill to give local regions more control over the operation of the HHSC facilities that are located in their area. However, I did not sign the bill because this bill poses a number of concerns that could adversely affect the operation of the HHSC hospitals, which is our State's 'safety net' of medical facilities.

Among my concerns is this bill exempts the regional boards and the HHSC Board from Part I of this State's Sunshine Law in chapter 92, Hawaii Revised Statutes. This bill also exempts the regional boards from Hawaii's Public Procurement Code. These two exemptions remove transparency, openness, and accountability in the administration of this State's public hospitals, including the utilization of public funds by the regional boards.

Exempting the HHSC Board and the regional boards from 'open meetings' requirements of the Sunshine Law means that they will no longer be required to, among other things, post notice of their meetings, allow the public to attend and testify at meetings, or make their minutes publicly available. The HHSC's Board and regional boards will be able to set policy, enter into contracts, begin or conduct lawsuits, and oversee the administration of public health facilities without wide community scrutiny or participation. Although this bill requires each regional board to hold two informational community meetings per year to take comments on the region's performance, this is a far lesser standard of public participation and scrutiny than is provided for under the Sunshine Law.

A governmental agency with the authority to expend funds also should be in compliance with the Procurement Code, which promotes the policy of fair and equitable treatment of all persons and companies who deal with the government, fosters effective broad-based competition, and increases public confidence in public procurement. Open bidding procedures assure that the State obtains value and that potential vendors/contractors are treated fairly. The Procurement Code establishes a time-tested, fair, and reliable set of rules and processes for award of contracts. To the extent that agencies may need specific purchases to be exempted from the Code requirements, the Code provides an exemption process.

I also have concerns about the timetable for implementation of this bill. Within 15 days, I must receive a total of 120 names of candidates for the regional boards from the Senate President, House Speaker, Management Advisory Committees, and HHSC staff. Thereafter, I have 30 days to select the 60 most qualified persons--12 persons for each region.

In addition to this timetable for selecting regional board members, SB 1792 specifically provides for a new selection of HHSC corporate board members--some of whose terms will prematurely expire in December 2007 and the rest of whose terms will prematurely expire in September 2008. Even supporters of this bill have expressed concern that with a 100% turnover in the HHSC Board at the same time that the regional boards are being constituted, HHSC, as a whole, will lose the 'institutional knowledge' of HHSC Board members. At the time of great change in corporate governance, vis-à-vis the constitution of the new regional boards and the sharing of authority and obligations with HHSC, it would appear unwise to have further changes in the governance of HHSC.

I also remain concerned that this bill requires the Governor to select candidates solely from enumerated lists. The Governor's ability to select the most qualified person to fill a vacancy should not be so narrowly restricted.

Additionally, I am concerned that this bill comes at a time when HHSC is facing serious fiscal difficulties and has just assumed responsibility for a new facility--Kahuku Hospital. It is my hope that funding for each respective region will be set based upon true need and not solely as a function of the political power of a respective region's elected officials.

Although I cannot in good conscience endorse this bill with my signature, I wish to reaffirm my commitment to improving the access of local communities in decision-making regarding their health care providers. I have consistently held the position for more than twenty-five years that the government which is closest to the people is the government that can best meet the needs of its citizens. It is refreshing to note that the Legislature has finally recognized this in passing this measure.

For the foregoing reasons, I allowed Senate Bill 1792 to become law as Act 290, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1089, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 162 as Act 291, entitled: "RELATING TO IOLANI PALACE."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 162 SD1 HD2 CD1

On July 10, 2007, Senate Bill No. 162, entitled 'A Bill for an Act Relating to Iolani Palace' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of this bill is to designate a private organization, The Friends of Iolani Palace ('The Friends'), as the 'State of Hawaii Museum of Monarchy History' and to exempt it from chapter 42F, Hawaii Revised Statutes, which provides standards to be met by private persons or organizations in order to receive grants or subsidies of State funds.

This bill is objectionable because the exemption from chapter 42F would allow The Friends to receive State funding without requiring it to meet the standards provided for private organizations to receive public money.

Section 4 of Article VII of the State Constitution states, 'No grant of public money or property shall be made except pursuant to standards provided by law.' The general standards for the grant of public money to private organizations are provided by law in chapter 42F, Hawaii Revised Statutes. This bill would exempt The Friends from the qualifying standards and conditions related to the receipt of funds under chapter 42F, but this bill does not provide substitute standards that would satisfy the requirement of 'standards provided by law' that are required by Section 4 of Article VII of the State Constitution. Consequently, any public money appropriated as a grant to The Friends would be a grant made in violation of the State Constitution.

Because Senate Bill No. 162 does not make an appropriation to The Friends of Iolani Palace, this bill, in and of itself, is not unconstitutional. However, the Legislature will need to amend the bill to reinstate the standards of chapter 42F, Hawaii Revised Statutes, or provide alternate standards that meet the constitutional test before this organization could receive public moneys.

For the foregoing reasons, I allowed Senate Bill No. 162 to become law as Act 291, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1090, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 138 as Act 292, entitled: "RELATING TO DIAMOND HEAD STATE MONUMENT."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 138 SD1 HD1 CD1

On July 10, 2007, Senate Bill No. 138, entitled 'A Bill for an Act Relating to Diamond Head State Monument' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill creates a sub-account of the State Parks Special Fund into which fifty-five percent (55%) of the proceeds of the admission fees for the Diamond Head State Monument will be

allocated to be used for the maintenance, repair, and operations of the Monument.

This bill raises concerns because it could have an adverse impact on the maintenance and upkeep of our statewide system of parks.

The establishment of a sub-account within the State Parks Special Fund may set a precedent for other revenue generating parks to request sub-accounts for their use. The State Parks Special Fund is used to support the maintenance and operation of all parks statewide. This will be the first sub-account for a special purpose in this fund. Earmarking moneys within the fund will make it difficult to allocate funds where they are needed for the operations of park facilities. The Department of Land and Natural Resources estimates funding available for other parks will decrease by approximately \$250,000, based upon fiscal year 2006-2007 revenues as a result of this measure.

It should be pointed out that Diamond Head State Monument also receives general fund money and capital improvement funds from the State Treasury, in excess of the amounts it generates. Isolating its admission fees and making it impossible to use these fees for other recreational needs will make it harder to justify using general taxpayer dollars for this particular facility.

Diamond Head State Monument is a universally recognized landmark. Providing a funding stream for this monument is an understandable objective but, unfortunately, this approach may jeopardize other natural assets within our state.

For the foregoing reasons, I allowed Senate Bill No. 138 to become law as Act 292, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1091, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

Senate Bill No. 810 as Act 293, entitled: "RELATING TO WAIMANO RIDGE."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 810 SD2 HD1 CD1

On July 10, 2007, Senate Bill No. 810, entitled 'A Bill for an Act Relating to Waimano Ridge' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill appropriates \$150,000 in fiscal year 2007-2008 and \$150,000 in fiscal year 2008-2009 to the Department of Health for operating expenses of the Waimano Ridge task force. My administration supports the work of this task force, established to give members of the community surrounding the former location of the Waimano Hospital and Training School (Waimano Ridge) an opportunity to provide input into the development of Waimano Ridge.

Because the Department of Health has existing funds within the Executive Biennium Budget to accomplish the goals of the Waimano Ridge task force, this bill is unnecessary.

The Executive Biennium Budget in Act 213 (House Bill No. 500) contains substantial appropriations for improvements to Waimano Ridge and the development of a master plan for Waimano Ridge. For fiscal year 2007-2008, a total of \$9,700,000 is appropriated in capital improvement and operating funds specifically for Waimano Ridge, including \$700,000 for the development of a master plan for the area. For fiscal 2008-2009, \$1,800,000 is specifically appropriated for Waimano Ridge building and water system improvements.

Additionally, this bill is technically flawed because it does not contain standard language that provides that 'members shall not receive compensation but shall be reimbursed for necessary expenses incurred in carrying out their duties.' As a result, this bill lacks the standard prohibitions that make it clear that public funds cannot be used to provide salaries or hourly compensation for task force members.

The Department of Health will continue to assist the task force in carrying out its duties as the planning and improvements work at Waimano Ridge proceeds, using resources already within its budget.

For the foregoing reasons, I allowed Senate Bill No. 810 to become law as Act 293, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 1092, informing the Senate that on July 10, 2007, she permitted the following measure to become law without her signature:

House Bill No. 1746 as Act 294, entitled: "RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1746 SD2

On July 10, 2007, House Bill No. 1746, entitled 'A Bill for an Act Relating to Voluntary Employees' Beneficiary Association Trusts' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purposes of this bill are to extend the repeal date of Act 245, Session Laws of Hawaii 2005 ('Act 245'), from July 1, 2008 to July 1, 2009; to prohibit the establishment of new voluntary employees' beneficiary association trusts ('VEBA trusts') under Act 245; and to require an employee organization that established a VEBA trust under Act 245 to submit a report to the Legislature after two full plan years of VEBA trust operations.

This bill is objectionable because, if VEBA trust improve benefits, they likely do so for a select group of employees at the expense of others. As noted in my statement of concerns regarding the original passage of Act 245, VEBA trust result in increased costs for employee groups that consist of older, less healthy members. This is because VEBA trusts increase adverse selection in two ways. First, bargaining units that have employees with better than average claims or loss experience can form a VEBA trust and exit the Hawaii Employer-Union Health Benefits Trust Fund ('EUTF'). This increases the average claims and loss experience for the remaining EUTF membership and tends to lead to increased rates for that

remaining membership. Second, Act 245 provides for VEBA trusts to cover all future retirees but not current retirees. This causes the EUTF to be left with an increasingly older group of existing retirees, resulting in higher rate for the EUTF plans.

The provision of health benefits through a single health benefits delivery system, the EUTF, is the most effective way to control health benefits costs and meet the needs of all State and county employees, retirees, and their dependents. The EUTF was formed, in part, to: (1) eliminate the negative effect on health benefit plan rates due to adverse selection caused by employee organization sponsored health plans; (2) eliminate the duplication of administrative costs caused by having multiple health plans for State and county employees; and (3) establish one large health plan that would have the leverage to negotiate better rates and benefits with insurance carriers and others offering health benefits plans.

As also noted in my statement of concerns regarding the original passage of Act 245, I remain concerned about the effectiveness of the safeguards in that Act against fraud or mismanagement by VEBA trustees. VEBA trusts established under Act 245 are not covered by the strict standards of the federal Employee Retirement Income and Security Act of 1974 ('ERISA'). Unlike ERISA, there is no single State agency responsible for administering and regulating VEBA trusts. No State agency has been authorized to make rules for administering and regulating VEBA trusts and no funding has been provided for such administration and regulation.

Despite these objections and concerns, I will permit the pilot program for VEBA trusts to operate through June 30, 2009, rather than June 30, 2008, as originally proposed under Act 245. The State Auditor should conduct the study required under State Concurrent Resolution No. 178 and submit a report to the Legislature for consideration at the 2008 legislative regular session. Based on the data in that study and report, the Legislature should make a decision on whether to terminate the VEBA trust established under Act 245 on June 30, 2008 or allow the trust to continue for one additional year. I believe under no circumstances should the VEBA pilot program be extended beyond June 30, 2009.

For the foregoing reasons, I allowed House Bill No. 1746 to become law as Act 294, effective July 10, 2007, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

**DEPARTMENTAL COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE**

Dept. Com. No. 36, dated May 10, 2007, transmitting the Hawaii Health Systems Corporation's Annual Report.

Dept. Com. No. 37, dated May 17, 2007, transmitting the 2006 Annual Report of the Hawai'i Commission for National and Community Service.

**HOUSE COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE**

Hse. Com. No. 886, returning S.B. No. 1210, S.D. 1, which passed Third Reading in the House of Representatives on May 1, 2007.

Hse. Com. No. 887, returning S.C.R. No. 160, S.D. 1, which was adopted by the House of Representatives on May 1, 2007.

Hse. Com. No. 888, 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 May 3, 2007:

H.B. No. 211, H.D. 1, S.D. 1;
H.B. No. 249, H.D. 1, S.D. 2;
H.B. No. 260, S.D. 2;
H.B. No. 277, H.D. 1, S.D. 2;
H.B. No. 497, H.D. 2, S.D. 2;
H.B. No. 507, H.D. 2, S.D. 1;
H.B. No. 870, H.D. 1, S.D. 1;
H.B. No. 1155, H.D. 1, S.D. 1;
H.B. No. 1253, H.D. 1, S.D. 1;
H.B. No. 1256, H.D. 1, S.D. 1;
H.B. No. 1291, H.D. 1, S.D. 2;
H.B. No. 1334, H.D. 1, S.D. 1;
H.B. No. 1338, H.D. 2, S.D. 1;
H.B. No. 1399, S.D. 1;
H.B. No. 1493, H.D. 2, S.D. 1;
H.B. No. 1570, S.D. 1;
H.B. No. 1721, H.D. 1, S.D. 2;
H.B. No. 1902, S.D. 1; and
H.B. No. 1931, S.D. 1.

Hse. Com. No. 889, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 3, 2007:

H.B. No. 19, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 24, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 55, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 90, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 104, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 212, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 226, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 310, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 317, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 367, H.D. 1, S.D. 3, C.D. 1;
H.B. No. 399, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 400, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 531, H.D. 3, S.D. 2, C.D. 1;
H.B. No. 575, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 751, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 767, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 777, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 807, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 831, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 833, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 843, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 855, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 899, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 928, H.D. 1, S.D. 2, C.D. 2;
H.B. No. 964, H.D. 1, S.D. 2, C.D. 2;
H.B. No. 1003, H.D. 3, S.D. 2, C.D. 1;
H.B. No. 1004, H.D. 2, S.D. 1, C.D. 2;
H.B. No. 1008, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1014, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 1083, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1171, H.D. 1, S.D. 1, C.D. 1;

H.B. No. 1211, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1220, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 1221, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2;
H.B. No. 1345, H.D. 2, S.D. 3, C.D. 1;
H.B. No. 1352, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 1368, S.D. 1, C.D. 1;
H.B. No. 1435, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 1477, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1529, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1567, S.D. 1, C.D. 1;
H.B. No. 1568, S.D. 1, C.D. 1;
H.B. No. 1569, S.D. 1, C.D. 1;
H.B. No. 1572, S.D. 1, C.D. 1;
H.B. No. 1631, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1659, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 1670, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1719, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1757, H.D. 1, S.D. 3, C.D. 2;
H.B. No. 1764, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1866, H.D. 3, S.D. 2, C.D. 1;
S.B. No. 148, S.D. 2, H.D. 1, C.D. 2;
S.B. No. 600, H.D. 2, C.D. 1;
S.B. No. 603, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 613, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 686, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 688, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 709, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 810, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 885, S.D. 2, H.D. 3, C.D. 1;
S.B. No. 907, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 914, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 932, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 1115, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 1133, S.D. 3, H.D. 1, C.D. 1;
S.B. No. 1170, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 1174, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 1365, S.D. 2, H.D. 3, C.D. 1;
S.B. No. 1614, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 1718, H.D. 2, C.D. 1;
S.B. No. 1792, S.D. 3, H.D. 3, C.D. 2;
S.B. No. 1803, S.D. 1, H.D. 1, C.D. 2;
S.B. No. 1820, S.D. 1, H.D. 2, C.D. 1;
S.B. No. 1917, S.D. 3, H.D. 2, C.D. 1;
S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1; and
S.B. No. 1931, S.D. 2, H.D. 3, C.D. 2.

Hse. Com. No. 890, transmitting H.R. No. 299, which was adopted by the House of Representatives on May 3, 2007.

Hse. Com. No. 891, informing the Senate that the House has reconsidered the following bills, heretofore vetoed as set forth in Governor's messages dated July 10, 2007, and approved said bills by an affirmative vote of two-thirds of all members of which the House is entitled:

H.B. No. 30, H.D. 2, S.D. 1, C.D. 1;
H.B. No. 310, H.D. 2, S.D. 2, C.D. 2;
H.B. No. 718, S.D. 2, C.D. 1;
H.B. No. 1270, H.D. 2, S.D. 2, C.D. 2;
H.B. No. 1503, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1605, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1830, H.D. 2, S.D. 2, C.D. 1;
S.B. No. 932, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 1066, S.D. 2, H.D. 2, C.D. 1;
S.B. No. 1191, S.D. 2, H.D. 2, C.D. 1; and
S.B. No. 1922, S.D. 2, H.D. 1, C.D. 1.

RULES OF THE SENATE
of the
TWENTY-FOURTH LEGISLATURE OF THE STATE OF HAWAII

TABLE OF CONTENTS

Part	Rule No.	Part	Rule No.
I.	ORGANIZATION, OFFICERS AND EMPLOYEES		
	1. Organization		38. Meeting at Place Other than Capitol
	2. Officers and Employees	IV.	ORDER OF BUSINESS
	3. The President		39. Order of Business: General
	4. The Vice-President		40. Order of Business: Special
	5. President Pro Tempore		41. Order of Business: Committee Reports and Gubernatorial Messages
	6. The Clerk		42. Order of Business: Order of the Day
	7. Assistant Clerk		43. Order of Business: Unfinished Business
	8. Invocation		44. Order of Business: Questions on Priority
	9. Sergeant-at-Arms	V.	BILLS
	10. Assistant Sergeant-at-Arms		45. Bills: Introduction
	11. Responsibilities of Officers and Employees		46. Bills: Referral to Committee
	12. Majority and Minority Party Organization and Staff		47. Bills: Required Readings
	13. Pay of Members, Officers and Employees		48. Bills: First Reading
II.	COMMITTEES		49. Bills: Second Reading
	14. Committees: Types and Composition		50. Bills: Third Reading
	15. Committee Chairs		51. Bills: Property of Senate
	16. Committees: Control and Excuse from Membership		52. Bills: Recall from Committee
	17. Standing Committees		53. Matters Tabled
	18. Standing Committees: General Responsibility		54. Bills: Amendments
	19. Committee on Ways and Means: Special Responsibility		55. Bills: Certification
	20. Leadership Committees		56. Bills: Received from House of Representatives
	21. Meetings of Committees		57. Bills: Transmittal to House of Representatives
	22. Decision-Making by Committee		58. Bills: Correction of Errors
	23. Public Hearings on Bills		59. Bills: Order of Consideration
	24. Committee Reports		60. Bills: Special Order of Consideration
	25. Committees: Factfinding and Content of Reports	VI.	RESOLUTIONS; MOTIONS
	26. Committee of the Whole		61. Resolutions and Motions: Form
III.	SESSIONS; ATTENDANCE; NOMINATIONS		62. Motions: Disposition
	27. Meetings		63. Motions Applicable to Pending Matters
	28. Attendance		64. Matters Postponed Indefinitely
	29. Extension of Session		65. Motion for Previous Question
	30. Recessed Session		66. Motion for Reconsideration
	31. Special Sessions	VII.	PETITIONS AND COMMUNICATIONS
	32. Adjournments		67. Petitions, Memorials, and Miscellaneous Communications
	33. Motion to Adjourn		
	34. Quorum		
	35. Executive Session		
	36. Clearing of the Senate		
	37. Nominations; Appointments		

Part	Rule No.	Part	Rule No.
VIII.	ORDER; DEBATE; VOTING		
	68. Questions of Order		81. Standards of Conduct
	69. Debate: General Limitation		82. Decorum: Solicitation Prohibited
	70. Voting: Methods		83. Disclosures
	71. Voting: Rights of Members		84. Violating Confidence
			85. Conflicts of Interest
IX.	DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT	X.	QUESTIONS TO STATE OFFICERS
	72. Misconduct; Procedure; Peer Review		86. Questions to State Officers
	73. Decorum: Transgression of Rules	XI.	AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES
	74. Decorum: Address		
	75. Decorum: Person Called to Order While Speaking		87. Amendments; Suspension; Violations
	76. Decorum: Presence in Senate		88. Parliamentary Procedure
	77. Decorum: Conduct in Session	XII.	MISCELLANEOUS POWER
	78. Decorum: Disorderly Conduct in Session		
	79. Decorum: Recording of Debate Called to Order		89. Administrative and Financial Manuals
	80. Decorum: Smoking		

RULES OF THE SENATE
OF THE
TWENTY-FOURTH LEGISLATURE OF THE STATE OF HAWAII

PREAMBLE

The members of the Senate do hereby reaffirm the Senate's dedication to upholding the Constitutions of the United States and the State of Hawaii, to providing for openness and fairness in all of its proceedings, and to promoting collaboration and consultation in its committee work.

The Senate stands as a people-oriented institution that serves all of the people, whatever their background or persuasion. The Senate works for the public good and strives to give every person an equal opportunity to realize his or her highest potential. The Senate is an open public forum for organized debate and deliberative consideration of issues.

RULES OF THE SENATE

The following Rules shall be the Rules of the Senate of the Twenty-fourth Legislature of the State of Hawaii.

PART I. ORGANIZATION, OFFICERS AND EMPLOYEES

Rule 1. Organization

(1) When the Senate convenes in the first Regular Session of each Legislature, the member from the First Senatorial District shall act as temporary chair, call the Senate to order, appoint a temporary Clerk, and a Committee of three whose duty it shall be to immediately examine the credentials of the members- elect of the Senate. If from the report of the Committee, it shall appear that a majority of the credentials are in order, the temporary Clerk shall call the roll.

(2) The temporary Chair shall then appoint a Committee of three to wait upon a justice of the Supreme Court, an Intermediate Appellate Court Judge or a Circuit Court judge to administer the oath of office required by the Constitution. After the oath has been duly administered, the Senate shall organize.

(3) When the Senate convenes in any succeeding Sessions of the Legislature, the President or the Vice-President in the absence of the President, shall call the Senate to order.

Rule 2. Officers and Employees

(1) The officers of the Senate shall consist of a President, Vice-President, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms, each of whom shall be elected by a majority vote of the members of the Senate.

(2) The President and Vice-President shall hold their respective offices in accordance with Title 3, Hawaii Revised Statutes. Other officers and employees shall hold their respective offices and positions at the pleasure of the Senate, but a majority vote of the members of the Senate shall be required to terminate the office held by any officer of the Senate.

(3) The Senate, by a majority vote, may authorize positions from time to time as may be deemed necessary.

Rule 3. The President

It shall be the duty of the President:

- (1) To open the meetings of the Senate by taking the Chair and calling for the invocation.
- (2) When a quorum is present, to call for the reading of the Journal of the preceding day.
- (3) To maintain order in the Senate Chamber and to require proper decorum on the part of the members.
- (4) To announce the business before the Senate in the order prescribed by the Rules.
- (5) To receive and submit all matters properly brought before the Senate by the members, call for votes upon the same and announce the results.
- (6) To receive all communications, including but not limited to, Governor's messages, budget messages, and Judiciary communications, present them to the Senate and, unless otherwise provided in these Rules, refer these and other matters to the appropriate standing committees.
- (7) To appoint all members of committees unless otherwise determined by the Senate.
- (8) To authenticate by signature, all acts and doings of the Senate which require authentication.
- (9) To make known rules of order when so requested and, subject to an appeal to the Senate, to decide all questions of order.
- (10) To issue warrants and when so directed by the Senate, to carry into effect its orders in the arrest of offenders, the issuance of subpoenas requiring the attendance of witnesses and subpoenas duces tecum requiring the production of books, documents, or other evidence, in any manner pending before the Senate, or committee, as the case may be, or other orders of the Senate.
- (11) To decide and announce the result of any vote taken.
- (12) To do and perform such other duties as are required by law or by these rules or such as may properly pertain to such office.

(13) To clear the Senate Chamber of all persons, except its members and designated persons if there is a disturbance or disorderly conduct, or on motion duly adopted.

(14) To control and have direction of the rooms, desks, passages, stairways, corridors, and balconies, in and about the building set apart for the use of the Senate, and all public property of the Senate. The President shall see that all officers of the Senate perform their respective duties, and may assign places to visitors and reporters. The President may admit stenographers or other reporters, wishing to take down the debates, and assign them such places to effect their object as shall not interfere with the convenience of the Senate.

(15) To establish final dates for action on legislation, including, though not limited to the final date for introducing bills, the dates for the mandatory recess pursuant to Article III, Section 10, of the Constitution, the final date for third reading of Senate Bills, the final date for third reading of House Bills, the final date for approving Conference Committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The President shall coordinate the date for introducing bills and may coordinate with the Speaker of the House to establish the other final dates.

(16) To mediate and resolve differences between two or more standing committees on the same bill.

(17) To administer oaths to elected officers of the Senate who are not Senators and to witnesses who are compelled to testify under oath before the Senate or a committee thereof; provided that the President may appoint a designee to administer oaths as the President deems necessary.

Rule 4. The Vice-President

(1) The Vice-President and the President shall prepare and administer a budget for the Senate.

(2) The Vice-President shall oversee permanent support staff of the Senate who are not directly employed or supervised by an individual Senator.

(3) In the absence of the President, the Vice-President shall exercise all the duties and powers of the President.

Rule 5. President Pro Tempore

(1) In case the President and Vice-President shall be absent at the hour to which the Senate had adjourned, the member of the majority party having the longest tenure in the Senate shall preside until a President pro tempore is chosen. If two or more members are equally qualified to preside, the eldest qualified member shall preside.

(2) The President pro tempore shall be invested with all of the powers and shall perform all the duties of the President. Whenever the President pro tempore is required to sign a bill or other instrument, the Clerk shall attach to such bill or instrument a certificate stating that such President pro tempore was duly elected and is authorized to so sign.

Rule 6. The Clerk

It shall be the duty of the Clerk:

(1) To have charge of all records of the Senate and be responsible for the same. At no time shall the Clerk permit original documents to be withdrawn from the Clerk's keeping unless ordered by the Senate.

(2) To make a concise and complete memorandum of all petitions, motions, resolutions, amendments and other matters brought before the Senate. Such memoranda shall state the nature of the matter and the name of the introducer, and the date and day of the session on which the Senate considered the matter. The memoranda, together with other matters ordered to be placed therein, shall constitute the Journal, a copy of which shall be made available for inspection to any member upon request as soon as practicable. The Journal of each day shall be read the following day, immediately after the invocation. When such Journal is approved by vote of the Senate, it shall be entered by the Clerk in a book entitled "Journal of the Senate. Session of . ." (Giving the Year).

(3) Unless otherwise directed by the Senate, to read all bills, resolutions and other matters (if so required) to the Senate.

(4) To forward at once all letters, messages, communications and other matters to the proper parties.

(5) To immediately deliver to the Chair of the appropriate committee all petitions, resolutions, bills or other matters duly referred to such committee.

(6) To see that all bills and resolutions are properly engrossed and are correct and true as finally acted upon by the Senate.

(7) To draw on the state general fund for expenses of the session as shall be authorized by the Senate and approved by the President.

(8) To pay all bills and accounts as shall be approved by the President or the President's designees, or ordered by the Senate, and no others.

(9) To be responsible for the acquisition and distribution of all of the property of the Senate.

(10) To note all questions of order with the decision thereon, collect the same, and append them to the Senate Journal at the close of the session.

(11) To perform all other clerical duties and functions pertaining to the Office of the Clerk and as the Senate from time to time shall direct. The Clerk shall post the order of business in writing in a conspicuous place each day.

(12) To supervise the Senate's Print Shop, Journal and Sergeant-at-Arms.

Rule 7. Assistant Clerk

The Assistant Clerk shall assist the Clerk in the performance of all duties and attend to such other duties as may be required when so directed by the Senate. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

Rule 8. Invocation

Each day's sitting of the Senate shall open with an invocation.

Rule 9. Sergeant-at-Arms

It shall be the duty of the Sergeant-at-Arms to attend the Senate on every day of meeting; to maintain order among those present as spectators; to give notice to the Presiding Officer of the attendance of any person with communications or otherwise; to supervise the distribution of incidentals which require distribution among the members; to supervise, subject to the control of the Chief Clerk, the Senate Messengers; to attend upon committees if so requested; to serve all orders or process as directed by the Chief Clerk or Senate; to make all required arrests of members or other persons, and to retain the same in custody; to have the charge and responsibility for the postal requirements of the Senate; and generally to execute all of the requirements of the Chief Clerk of the Senate.

Rule 10. Assistant Sergeant-at-Arms

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in the performance of all duties and attend to such duties as may be required when so directed by the Chief Clerk. In the absence of the Sergeant-at-Arms, the Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

Rule 11. Responsibilities of Officers and Employees

The employees shall perform such duties as may be assigned by the President or prescribed by the Senate.

All officers and employees of the Senate shall be directly answerable to the President and, upon the President's consultation with the Vice President, shall perform all the President's orders and directions, subject to revision by the Senate and to confidentiality guided by standards of professional conduct. Employees under the supervision of a Senate member shall be directly answerable to the Senate member.

An oath of office shall be administered to each officer by the President.

Rule 12. Majority and Minority Party Organization and Staff

(1) Members of the majority and minority parties may adopt rules of procedure and administration for their respective caucuses. The rules shall not be inconsistent with the Rules of the Senate, and any such rule of procedure for the caucus shall not be enforceable on the floor of the Senate.

(2) The establishment and staffing of the majority and minority staff offices shall be subject to budgetary constraints in the budget for the Senate that is prepared and administered under Rule 4.

Rule 13. Pay of Members, Officers and Employees

(1) Each member of the Senate, upon being elected or appointed to office, shall receive as compensation such salary as prescribed pursuant to Article III, Section 9, of the State Constitution.

(2) The officers, except the President and Vice-President, and the employees shall receive compensation as the Senate shall fix.

PART II. COMMITTEES**Rule 14. Committees: Types and Composition**

(1) Standing Committees: The membership of each Standing Committee shall be appointed by the President subject to action by the Senate. The respective Chairs and Vice Chairs of each Standing Committee shall be appointed by the President, subject to action by the Senate. The majority and minority parties shall to the extent practicable be represented on all Standing Committees on a proportional basis or on such basis as may be prescribed by the Senate.

(2) Leadership Committees shall include majority and minority members drawn from the ranks of the Senate leadership.

(3) Special Committees shall consist of not less than three members each, unless otherwise ordered by the Senate, include a member or members of the minority party, and upon consultation with the Majority and Minority Leaders, shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the specific matter referred. The Senate may establish investigative committees pursuant to Chapter 21, Hawaii Revised Statutes; such committees shall have such powers and be bound by such conditions as may be provided by law or by these Rules.

(4) Conference Committees shall consist of not less than three members each and be managed by the Chair of the Standing Committee having primary responsibility of the subject matter to be resolved, unless otherwise ordered by the Senate. The members of the Conference Committee shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the matter referred. The President may discharge a Conference Committee only upon concurrence with the Majority Leader.

(5) The Committee of the Whole Senate.

Rule 15. Committee Chairs and Vice Chairs

The first person named on the committee shall be the Chair, and the second member named shall be Vice-Chair. The Chair of committees shall call meetings and preside. If a chair so requests, the vice chair shall call the meeting and preside.

The purview of the Vice Chair of the Committee on Ways and Means includes the Capital Improvement Project Program Budget for the State of Hawai'i.

Rule 16. Committees: Control and Excuse from Membership

Committees shall be under the control of and subject to the orders of the Senate, and shall faithfully carry out such orders. Any member may be excused from serving on any committee at the time of appointment, if already a member of four other committees.

Rule 17. Standing Committees

Standing Committees shall be appointed for major subject matter areas at the opening of the session, or as soon thereafter as possible. The Standing Committees and their areas of jurisdiction shall be as follows:

(1) Committee on Commerce, Consumer Protection and Affordable Housing. The purview of this committee includes those programs relating to business regulation, professional and vocational licensing, consumer protection, financial institutions, insurance regulation, public utility regulation; and telecommunications regulation; housing development including affordable housing, the landlord tenant code, condominium property regimes, and leaseholds.

(2) Committee on Economic Development and Taxation. The purview of this committee includes those programs relating to economic development, and other emerging industries development; financial and technical assistance to business; film and digital media production; astronomy, biochemistry, biomedicine, biotechnology and other scientific research and development activities; culture and arts; historic preservation; use of information storage, transmissions, processing and telecommunications; recreation including commercial ocean recreation activities, sports and athletics, Aloha Stadium; and taxation.

(3) Committee on Education. The purview of this committee includes those programs relating to early education, public schools, continuing education, the public libraries, the University of Hawaii, community college system, private higher education bond financing, and other education matters relevant to higher education.

(4) Committee on Energy and Environment. The purview of this committee includes those programs relating to energy resources including the development of alternative energy resources; population; and environmental quality control and protection, including litter control, recycling, wastewater treatment, endangered species, and hazardous waste.

(5) Committee on Health. The purview of this committee includes those programs relating to general health, maternal and child health, communicable diseases, dental health, medical and hospital services, mental health, developmental disabilities, and hospitals.

(6) Committee on Human Services and Public Housing. The purview of this committee includes those programs relating to public assistance, Medquest, youth services, early childhood education and care programs under the Department of Human Services, and vocational rehabilitation; long term care; programs relating to the promotion of the general well-being of Hawaii's youth, families, and elderly population; homeless and public housing.

(7) Committee on Intergovernmental and Military Affairs. The purview of this committee includes those programs relating to county and federal relations, matters of concern to the counties; civil defense, disaster readiness, and military and veterans' affairs.

(8) Committee on Judiciary and Labor. The purview of this committee includes those programs relating to the courts; crime prevention and control, including juvenile justice matters; criminal code revision; statutory revision; campaign spending and elections; ethics; constitutional matters; the Attorney General, Public Defender and Judiciary; government records and information practices; individual rights and civil liberties; public officers and employees, labor, employment opportunities and training, labor-management relations, collective bargaining; the public employees retirement system and the Hawaii public employees health fund.

(9) Committee on Public Safety. The purview of this committee includes those programs relating to public safety, corrections, the narcotics division, and the sheriffs division.

(10) Committee on Tourism and Government Operations. The purview of this committee includes those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and the Hawaii Tourism Authority; state facilities not specifically identified herein; and state government operations policy, including procurement and government efficiency.

(11) Committee on Transportation and International Affairs. The purview of this committee includes those programs relating to air, water, and surface transportation; and international affairs, international relations, foreign policy issues, and foreign relations.

(12) Committee on Water, Land, Agriculture and Hawaiian Affairs. The purview of this committee includes those programs relating to sustainability, state planning, urban renewal, community development, and land and water use; coastal zone management, land reclamation, fisheries, and ocean resources; state parks and beaches, management areas including ocean recreation management areas; small boat harbors; agriculture and aquaculture, including mariculture; burial councils; and Hawaiian affairs, including the Office of Hawaiian Affairs, sovereignty, and Hawaiian homestead lands.

(13) Committee on Ways and Means. The purview of this committee includes those programs relating to overall state financing policies, including revenue enhancement, other revenues, cash and debt management, and statewide implementation of planning, programming, budgeting and evaluation; and government structure and finance.

Rule 18. Standing Committees: General Responsibility

(1) General Responsibility. On the bills referred to it, the committee shall determine objectives, make program recommendations and, where appropriate, make expenditure recommendations. For those bills which require appropriations, the committee shall make expenditure recommendations consistent with the expenditure allocations established for the bills by the Committee on Ways and Means, which shall make the final recommendation to the Senate.

(2) Subsequent referral committees; prior concurrence. On bills that have been referred to more than one committee, unless otherwise ordered by the Senate, the subsequent referral committee shall make no substantive change, except changes which affect the subject matter over

which the subsequent referral committee has primary jurisdiction, without prior written approval of the preceding referral committee chair having primary jurisdiction over the subject matter affected by the change.

Rule 19. Committee on Ways and Means: Special Responsibility

It shall be the duty of the Committee on Ways and Means, in considering the General Appropriations Bill or the Supplemental Appropriations Bill, to determine for each fiscal year of the biennium the appropriate level of total expenditures and the level of expenditures for program areas.

To the extent practicable, the Committee on Ways and Means shall make available to members of the Senate the contents of the General Appropriations Bill or the Supplemental Appropriations Bill during the 48-hour period prior to the passage of such bills on third and final reading.

Concerning all other bills requiring appropriations, it shall be the duty of the Committee on Ways and Means to inform the Standing Committee responsible for the program area to which the appropriation relates of the amount and type of financial resources available, and it shall review the expenditure recommendation of the Standing Committee to determine that the recommendation is consistent with the resources available.

In determining the amount and type of resources available for a bill requiring an appropriation and in reviewing the expenditure recommendation of the Standing Committee, the Committee on Ways and Means shall invite the recommendation of the chair of the Standing Committee responsible for the program area to which the appropriation relates.

Rule 20. Leadership Committees

Leadership Committees, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President at the opening of the session, or as soon thereafter as necessary. A leadership Committee on Legislative Management, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President to perform the duties and responsibilities of the Committee as may be provided by law, or to make recommendations to the President on issues of Senate policy. Because Leadership Committees have jurisdiction over issues of organizational and institutional interest to the Senate, their membership shall include members drawn from the ranks of the Senate Leadership, thus assuring high-level consideration of these issues.

Rule 21. Meetings of Committees

Meetings, including decision-making sessions, of leadership committees appointed by the President, and Standing Committees shall be public provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals or where there is a legal question concerning a bill.

Notice of meetings and decision-making sessions shall include the number and title of the bills or resolutions, and brief descriptions and committee referrals of each of the subject matters to be covered, and shall be publicly posted by first referral committees at least 72 hours before their meetings and by subsequent referral committees at least 48 hours before their meetings, no later than 4:00 p.m. on the last work day of the week, provided that these notice requirements may be waived with the approval of the President upon good cause shown. The 72 hour notice requirement is waived for the initial decision-making meeting for short form bills.

No committee shall sit during the time when the Senate is actually in session without first securing the approval of the President, except Conference Committees that may sit at any time.

As practicable, committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and in coordination with other committees of the House or Senate, shall endeavor to hold joint meetings and public hearings on matters of mutual interest.

The meetings of a Conference Committee shall be conducted as agreed upon by the members of the Conference Committee. Conference Committee meetings and decision-making sessions shall be public. Public notice of Conference Committee meetings shall be given to the extent practicable.

Rule 22. Decision-Making by Committee

(1) The chair of a standing committee may commence a decision-making meeting and open discussion on matters referred to the committee without a quorum; provided that the decision-making by the committee on matters that are referred to it shall be conducted with a quorum of the committee present. A quorum shall be a majority of the membership of the committee.

(2) A favorable vote of a majority of the members present at a decision-making meeting duly constituted with a quorum is required to report a matter out of committee. A member voting "with reservations" shall be counted as a favorable vote.

(3) The presence of a quorum and the final vote of each member who is present at the decision-making meeting of a standing committee shall be recorded by the chair or by a member of the committee designated by the chair. This record shall be attached to and shall be a part of the report of the standing committee.

Rule 23. Public Hearings on Bills

(1) Subject to this rule, the selection and scheduling of a bill for public hearing shall be at the discretion of the chair of the committee having jurisdiction over the bill.

(2) The chair's determination that a bill will have a public hearing shall be final notwithstanding the opposition of a majority of the members of the committee.

(3) At the written request of a majority of the members of the committee, the chair shall schedule a bill for public hearing.

- (4) If a bill:
- (A) Has been referred to more than one standing committee and more than one committee hearing is required for passage of the bill out of the Senate;
 - (B) Contains any significant or substantial amendment made by a committee other than the last standing committee to which the bill has been referred; and
 - (C) The public has not been provided with an opportunity to submit testimony on the significant or substantial amendment;

then, prior to reporting the bill out of the last standing committee, the last standing committee to which the bill was been referred shall hold a public hearing to provide the public with the opportunity to testify on the bill.

Rule 24. Committee Reports

(1) The leadership committees as may be appointed by the President and Standing Committees shall report from time to time upon all matters referred to them.

(2) Special Committees shall report upon matters referred to them within the time permitted in the appointment of the Special Committee unless further time is given by vote of the Senate.

(3) A Conference Committee shall not report upon the matter referred unless a majority of the members of each house appointed by their respective presiding officer have concurred in the report.

Rule 25. Committees: Factfinding and Content of Reports

(1) Whenever any matter shall be referred to a committee it shall be the duty of the committee to make diligent inquiry into all of the facts and circumstances connected with the matter. If necessary, witnesses shall be summoned or subpoenaed, and everything shall be done to bring all facts pertaining to the matter before the Senate in accordance with the provisions of Chapter 21 of the Hawaii Revised Statutes. The President may exercise such powers authorized under Chapter 21, relating to the issuance of subpoenas, and the President, committee chair and other duly delegated members of the Senate may exercise such powers authorized under Chapter 21 aforesaid, relating to the administering of oaths, and the compelling of witnesses who have been subpoenaed to testify. All committee meetings held on matters referred to it by the Senate shall be open to the public unless otherwise ordered by the Senate or otherwise provided by these Rules.

(2) The report of the committee shall state findings of fact and conclusions based thereon, together with a distinct recommendation as to the disposal of that matter.

(3) The report shall also include the identity of persons or groups who submitted testimony on legislation for, against or comments only on the measure.

(4) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill for one or more referred to the committee shall be reported, such substitute bill shall agree with the subject of the bill or bills referred to the committee.

(5) The committee shall report whenever a majority of the members present at the decision-making meeting duly constituted with a quorum is in favor of reporting the bill or resolution out of the committee. The report, after being made available, for review by the members of the committee, and after subsequent revisions thereto, if any, shall be the final report of the committee. The final report of the committee shall be attested to by the signature of the chair on behalf of the members of the committee. The action of the committee on the bill or resolution or any amendments thereto, if any, and the final vote of each member of the committee recorded by the chair or the chair's designee at a decision-making meeting shall not be changed in the review of the report, unless the change is made at an open decision-making meeting conducted with a quorum of the committee present. The minority of the members present at any decision-making meeting duly constituted with a quorum may report.

Rule 26. Committee of the Whole

(1) The Senate from time to time may resolve itself into a Committee of the Whole. Whenever any matter shall be referred to such committee upon the adoption of a motion to that effect, the President shall call some member to take the Chair (unless the Senate shall nominate a chair), which being done, the Senate then shall be in committee.

(2) The Clerk of the Senate shall act as Clerk of the Committee of the Whole without extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the Senate.

(3) The committee, on motion, may rise and ask leave to sit at any future time.

(4) When a bill shall be referred to the Committee of the Whole, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be the last. All amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported. When a bill is ordered into Committee of the Whole, such order may dispense with the reading of the whole bill before considering it section by section.

(5) In Committee of the Whole, the rules of procedure in the Senate shall be observed except that any member may speak more than once on the same subject, but no person shall speak a second or further time until others desiring to speak shall have had an opportunity, nor shall the motion for the previous question be allowed. A time limit for debate may be fixed by vote.

PART III. SESSIONS; ATTENDANCE; NOMINATIONS

Rule 27. Meetings

(1) The Senate shall meet for the transaction of public business every day, except Saturdays, Sundays, legal holidays and such other days as the Senate shall designate by motion or resolution duly adopted and entered in the Journal.

(2) The regular hour of meetings of the Senate is established at eleven-thirty o'clock a.m. but the hour of meeting, recess and adjournment for any day may be such as the Senate, by motion, shall decide from time to time.

Rule 28. Attendance

No member shall be absent from the sessions of the Senate unless given leave by the President or unless the member is sick and unable to attend.

Rule 29. Extension of Session

Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to extend any session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the _____ Legislature of the State of Hawaii, respectfully request an extension of _____ days of the _____ session of _____ of the _____ Legislature of the State of Hawaii.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President and the Speaker of the House of Representatives shall jointly issue a proclamation extending the session for the number of days sought in the petition.

Rule 30. Recessed Session

Any session of the Legislature may be recessed by concurrent resolution adopted by a majority of the members to which each house is entitled. Each regular session shall be recessed pursuant to Article III, Section 10, of the Constitution for not less than five days at some period between the twentieth and fortieth days of the regular session.

Rule 31. Special Sessions

(1) Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to call a special session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the _____ Legislature of the State of Hawaii be convened at _____.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President of the Senate and the Speaker of the House of Representatives shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

(2) Two-thirds of the members to which the Senate is entitled may petition the President of the Senate to call a special session of the Senate for the purpose of carrying out the Senate’s responsibilities under Article VI, Section 3, of the Constitution. The petition shall read:

“To the President of the Senate

Your petitioners, members of the Senate of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the Senate of the State of Hawaii be convened at _____.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which the Senate is entitled, the President of the Senate shall issue a proclamation convening the Senate in special session at the time and place sought in the petition.

(3) A meeting of the Senate may be convened at any time for the purpose of carrying out the Senate’s responsibilities under Article III, Section 12, of the Constitution of the State of Hawaii, by a petition submitted to the Clerk of the Senate signed by a majority of the members to which the Senate is entitled. In such meeting, the Senate may organize itself, choose its officers, and adopt rules for its administration. The petition shall read:

“To the Clerk of the Senate

The petitioners, members of the Senate of the _____ Legislature of the State of Hawaii, shall convene a meeting of the Senate of the State of Hawaii at _____.”

The meeting of the Senate shall be held for the purpose of carrying out the Senate’s responsibilities under Article III, Section 12, of the Constitution of the State of Hawaii to organize itself, choose its officers, and adopt rules for its administration.

The petition shall be in writing, above the signatures of the members.

When the Clerk of the Senate receives such a petition, and it is properly signed by a majority of the members to which the Senate is entitled, the Clerk of the Senate shall issue a notice of the meeting for the time and place sought in the petition.

Rule 32. Adjournments

Meetings may be adjourned at any time. Unless otherwise specified in the motion, every adjournment shall be considered as being to the established hour of meeting on the following business day; but no adjournment shall be for more than three days, or sine die, without the consent of the House of Representatives.

Rule 33. Motion to Adjourn

A motion to adjourn is always in order, and shall be decided without debate. One motion to adjourn shall not follow another without intervening business.

Rule 34. Quorum

For the transaction of business, a majority of the number of members to which the Senate is entitled shall constitute a quorum, of which quorum a majority vote shall suffice, but the final passage of a bill shall require the vote of the majority of the members of the Senate. A smaller number than a quorum may adjourn from day to day and compel the attendance of absent members. For the purpose of compelling the attendance of absent members, a majority of the members present, by resolution, may direct the Sergeant-at-Arms to place the members who are absent under arrest and return them to the Senate. Any warrant pursuant to such a resolution shall be issued in the name of the Senate and shall be signed by the member then presiding. For the purpose of ascertaining whether there is a quorum present, the President shall count the members present.

Rule 35. Executive Session

(1) If the Senate considers it necessary to act confidentially upon any communication from the Governor or upon any nomination or other matter, it may go into executive session.

(2) When any member desires to make known any matter to the Senate which the member deems should be confidential and private, the member shall communicate that desire to the President who shall decide whether the Senate shall go into executive session. The Senate may decide whether the matter communicated shall be kept secret.

Rule 36. Clearing of the Senate

(1) When acting upon confidential business in executive session, the Senate Chambers shall be cleared of all persons except the members of the Senate and such other persons as the presiding officer with the consent of the Senate shall deem necessary.

(2) The members, officers and employees shall keep the secrets of the Senate and any other person whose presence is permitted in executive session shall be sworn to secrecy.

(3) All confidential communications made to the Senate, and remarks, votes and proceedings thereon, shall be kept strictly secret by the members, officers and employees, as well as by such other persons as have been detained or permitted to attend upon the consideration of such matters, until the Senate, by resolution, takes off such seal of secrecy, or unless such matter be later considered in open session.

Rule 37. Nominations; Appointments

(1) Nominations made by the Governor and removal of the chief legal officer of the State which require the advice and consent of the Senate, and appointments which require the confirmation or consent of the Senate shall be referred to the standing committee having jurisdiction within five legislative days of receipt of the nomination or appointment. The standing committee to which a nomination, removal of the chief legal officer or appointment is referred, shall report to the Senate with a recommendation to advise and consent, confirm, or reject on or before the fifty-ninth day of the session.

(2) Except for the appointment of a justice or judge, a nomination or appointment made by the Governor which is received by the Senate after the forty-first day of the session of the Legislature shall be returned to the Governor without action, unless a confirmation or consent is required to further a public purpose which cannot be satisfied by an interim appointment. Notice of this rule shall be given to the Governor not later than the twentieth day of the session of the Legislature.

(3) The final question on nominations made by the Governor shall be: "Will the Senate advise and consent to this nomination?"

(4) The final question on the removal of the chief legal officer of the State shall be: "Will the Senate advise and consent to the removal of the chief legal officer of the State?"

(5) The final question on appointments made by the Governor which require the confirmation or consent of the Senate shall be: "Will the Senate confirm (or consent) to this appointment?"

(6) The final question on nominations, removal of the chief legal officer or on appointments shall not be put sooner than twenty-four hours from the time when the nomination or appointment is received, nor on the day in which it may be reported by a committee, unless by unanimous consent.

(7) Public hearings shall be held for all nominees, for the removal of the chief legal officer of the State, and for all appointees prior to confirmation or consent by the Senate.

(8) Consent to the appointment of justices and judges shall be pursuant to Article VI, Section 3, of the State Constitution.

Rule 38. Meeting at Place Other than Capitol

Whenever, for any reason, the Governor shall convene the Senate at any place other than the Capitol, it shall attend together with all of its officers at the time and place ordered.

Rule 39. Order of Business: General

After invocation, roll call and the reading of the Journal, the President shall call for business in the following order:

- (1) Messages from the Governor.
- (2) Reports and communications from the state officers.
- (3) Communications, bills, resolutions and other matters from the House of Representatives.
- (4) Concurrent and senate resolutions and introduction of bills.
- (5) Reports of Conference and Joint Committees.
- (6) Reports of the Leadership Committee on Legislative Management.
- (7) Reports of Standing Committees.
- (8) Reports of other Leadership Committees.
- (9) Unfinished business, upon which the Senate was engaged at the time of its last adjournment.
- (10) The Order of the Day.
- (11) Miscellaneous communications.
- (12) Any miscellaneous business on the President's table.

Rule 40. Order of Business: Special

The Senate, by previous motion, may direct that any matter named shall be made a special order of business and that such special order shall take precedence of all business after the fourth order, or that it shall take any other position lower down on the calendar.

Rule 41. Order of Business: Committee Reports and Gubernatorial Messages

Reports from Conference or Joint Committees, and from Leadership Committee on Legislative Management, shall be in order at all times after the second order of business, and, upon motion, messages from the Governor or from the House of Representatives may be received at any time. Without unanimous consent, however, such messages or reports shall not be in order for discussion when received, but shall be placed on the calendar as unfinished business.

Rule 42. Order of Business: Order of the Day

- (1) All floor votes on legislation will be posted on the order of the day.
- (2) After the first seven orders of business set forth in Rule 39, it shall be in order, pending consideration thereof, to move that the Senate proceed to dispose of the unfinished business or to the Order of the Day. If such motion be decided in the affirmative, such consideration shall immediately be taken up.

Rule 43. Order of Business: Unfinished Business

The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day. Until the former is disposed of, no motion for any other business shall be received without special leave of the Senate.

Rule 44. Order of Business: Questions on Priority

All questions relating to the priority of business to be acted upon shall be decided without debate.

PART V. BILLS**Rule 45. Bills: Introduction**

Any bill may be introduced on the report of the committee or by any member, except appropriation bills subject to the next paragraph, and except short form bills which may only be introduced by the majority leader or the minority leader after appropriate consultation with committee chairs and other members of the Senate.

The Executive Budget, Judiciary Budget, Legislative Budget, General Appropriations Bill, Supplemental Appropriations Bill, Office of Hawaiian Affairs Budget, and bills for criminal injuries compensation, for claims against the State and for funding of collective bargaining agreements may be introduced only by the President. Each member may introduce only one bill appropriating money for capital improvements projects in the member's district. The majority leaders and the minority leader shall develop a policy governing introduction by individual members of bills intended to appropriate money or to authorize the issuance of state bonds.

Bills, which shall carry over from a regular session in an odd-numbered year to the next regular session, shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the Senate at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken and any new matter added to the section or subsection shall be underscored. However, a Supplemental Appropriations Bill need not conform to this rule, nor an amending bill where the intent and effect of the amending bill can be clearly identified and understood without repeating the entire

section or subsection, in which case only the paragraphs, subparagraphs, clauses or items to be amended need be set forth as the President may allow. The President may allow additional exceptions to this rule.

Rule 46. Bills: Referral to Committee

(1) Upon introduction, all bills shall be numbered by the Clerk in numerical sequence, shall bear an identification as a Senate Bill, and shall pass first reading.

(2) The majority staff office shall make recommendations to the majority leadership on the referral of each such bill to appropriate Leadership or Standing Committees.

(3) Each such bill shall be referred by members of the majority leadership appointed by the President, to one or more appropriate Leadership or Standing Committees for consideration.

(4) Any referral may be reconsidered by the President upon written request of any chair who is aggrieved by the referral made within three working days. The President shall decide the request for reconsideration within a reasonable time, which decision shall be final. No request for reconsideration shall be considered if the timing of the request would have the effect of killing a bill or resolution.

(5) Each Leadership and Standing Committee shall consider the bills and other matters referred to it as expeditiously as may be possible.

Rule 47. Bills: Required Readings

No bill shall pass the Senate unless it shall have passed three readings in the Senate on separate days. The President shall give notice in each instance whether it be the first, second or third reading.

Rule 48. Bills: First Reading

(1) The first reading of a bill shall be for information. If opposition be made to it, the question shall be: "Shall this bill be rejected?" which question may be debated. But no one shall speak more than once upon such question, except the introducer of the bill, who may close the debate.

(2) If the question to reject be negative, the bill shall go to its second reading without question.

Rule 49. Bills: Second Reading

A bill upon its second reading may be read by its title only. It then shall be subject to a motion to commit. If it is not referred to a Leadership Committee, Standing Committee, or Special Committee, but is ordered to be considered in Committee of the Whole, a day for such consideration shall be determined by the chair of such committee. When the bill is reported from committee it shall take its place in the order of business for future consideration.

Rule 50. Bills: Third Reading

(1) No bill shall pass third or final reading in the Senate unless printed copies of the bill in the form to be passed have been made available to the members of the Senate for at least 48 hours. Form to be passed means the form in which a bill is to be (a) passed on third reading in the Senate, (b) concurred to by the Senate after amendments have been made by the House, or (c) passed by the Senate after a Conference Committee has agreed upon it.

(2) A bill on its third or final reading may be read by its title only. Upon the final passage of any bill, the Ayes and Noes shall be called. Such passage shall require the affirmative vote of a majority of all the members of the Senate and the Ayes and Noes shall be entered on the Journal.

(3) All bills, except on first reading, shall be printed by title on the Order of the Day before consideration by the members unless waived by the President.

Rule 51. Bills: Property of Senate

All bills introduced in the Senate shall be deemed the property of the Senate and under its control unless they shall become law, subject however to the right of the House of Representatives to amend or to refuse to agree with the bills.

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the Senate in an odd-numbered session, it shall pass at least one reading in the Senate in the next regular session upon its return to the Senate from the House.

Rule 52. Bills: Recall from Committee

Twenty days after a bill has been referred to a committee, the same may be recalled from such committee by the affirmative vote of one-third of the members of the Senate.

Rule 53. Matters Tabled

When a bill or resolution or other matter has been laid upon the table, it shall not thereafter be taken from the table and be considered or restored to a place upon the calendar of the Senate without the consent of a majority.

Rule 54. Bills: Amendments

(1) All amendments proposed to any bill shall be in writing, unless otherwise ordered by the Senate, and shall be sent to the Clerk's desk to be filed with the bill.

(2) The fundamental purpose of any amendment to a bill shall be germane to the fundamental purpose of the bill.

(3) The Clerk shall prepare and distribute copies of any proposed floor amendment to each member of the Senate present.

(4) A floor amendment shall be deemed pending only after its proponent has been recognized by the President and its adoption has been properly moved and seconded.

(5) A floor amendment that relates to a different subject, is intended to accomplish a different purpose, incorporates any other bill pending before the Senate, or would alter the nature of the bill as reported, is not germane and shall not be considered by the Senate.

(6) An amendment to a floor amendment that is not germane to both the floor amendment and the bill as reported shall not be considered by the Senate.

Rule 55. Bills: Certification

When a bill is passed it shall be certified by the Clerk who shall note the day of its passage in the journal along with a record of the ayes and noes.

Rule 56. Bills: Received from House of Representatives

Whenever a House bill which has passed Third Reading in the House of Representatives shall be certified to the Senate for its action, such bill shall be read three times before final passage, in accordance with the provision of the rules for the passage of bills introduced in the Senate.

Rule 57. Bills: Transmittal to House of Representatives

When a bill originating in the Senate shall have passed its third reading, or when a bill originating in the House which has been received from the House shall have been amended, or when a carry-over bill from an odd-numbered year originating in the House passes its third reading in the Senate in an even-numbered year session, such bill or such amended bill shall immediately be certified by the President and Clerk and sent to the House of Representatives for its consideration.

Rule 58. Bills: Correction of Errors

When a bill has passed both the Senate and the House of Representatives and an error in it is discovered prior to its having received the approval of the Governor, the bill may be returned by Concurrent Resolution to the house last considering the bill for proper correction.

Rule 59. Bills: Order of Consideration

(1) The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the Senate, the Majority Leadership, appointed by the President, shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the Second Reading File. The Senate shall consider them in the order in which they appear in the Second Reading File.

(2) The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them on the Third Reading File in the order in which they passed second reading and the Senate shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the Third Reading File.

Rule 60. Bills: Special Order of Consideration

All bills and other matters set for consideration on particular dates, shall be arranged in the order of the several votes making such assignments. A list shall be made of such special orders, and when the time for consideration arrives, such bills and other matters shall be considered in the order of assignment. If an adjournment shall be had before all of such special orders are disposed of, the remainder shall go over and come under the head of unfinished business on the following day, unless otherwise ordered.

PART VI. RESOLUTIONS; MOTIONS

Rule 61. Resolutions and Motions: Form

All resolutions shall be typewritten, dated and signed by the introducer, otherwise they shall not be considered. The Senate shall not introduce any congratulatory, commemorative or memorial resolution but shall express the sentiment contained in such resolutions by means of a suitable certificate. Motions and amendments may be verbal but shall be reduced to writing if requested by the President, and shall be read from the desk if so ordered.

Rule 62. Motions: Disposition

After a motion is stated or read by the President, it shall be deemed to be in the possession of the Senate, and shall be disposed of by vote of the Senate; however, it may be withdrawn by the mover at any time before an amendment has been adopted or before the decision on the motion if not amended.

Rule 63. Motions Applicable to Pending Matters

Whenever any bill or resolution or other matter shall be under discussion, the only motions relative thereto shall be:

- (1) To lay upon the table,
- (2) To postpone to a certain time,
- (3) To postpone indefinitely,
- (4) To commit or recommit, and
- (5) To amend, which motions shall have precedence in the order named.

The first two motions shall be decided without debate and shall be put as soon as made.

A motion to recommit will require a floor vote.

When any of the motions shall be decided in the negative, they shall not be revived the same day relative to the main question under discussion. If all are negative as aforesaid, the only remaining question shall be as to the adoption of the bill, resolution or other main question.

Rule 64. Matters Postponed Indefinitely

When a question is postponed indefinitely, the question shall not be acted upon again during the session in which it was introduced.

Rule 65. Motion for Previous Question

The object of the motion for the previous question is to cut off debate. It shall always be in order. It shall require a three-fifths vote to carry it.

Whenever the motion shall be carried, the author of the resolution or introducer of the bill under discussion shall be permitted to close the debate, after which the main question, subject to Rule 63, shall be put. The author or introducer may delegate to another such right to close.

Rule 66. Motion for Reconsideration

(1) When a motion has been once made and carried in the affirmative or negative, it shall not be in order for any member who voted on the side that did not prevail to move for a reconsideration thereof; but any member who voted on the prevailing side may move to reconsider it on the same or the succeeding day of session, or, with the consent of the Senate, on any subsequent day and such motion shall take precedence of all other questions, except a motion to adjourn.

(2) When a motion for reconsideration has been decided by vote, that vote shall not be reconsidered.

(3) When a bill or resolution or other matter upon which a vote has been taken shall have gone out of the possession of the Senate, and shall have been transmitted to the House of Representatives, a motion to reconsider shall be deemed to include a request to the House to return the same. If not complied with by the House, then the vote on the motion to reconsider shall be set aside. If such motion shall pass, the Clerk shall promptly communicate to the House the request for return of the matter to be reconsidered.

PART VII. PETITIONS AND COMMUNICATIONS

Rule 67. Petitions, Memorials, and Miscellaneous Communications

(1) Any person may petition the Senate. Petitions and other memorials, except as provided in Rule 61, shall be in writing, signed by the petitioners.

(2) All petitions, memorials and other papers addressed to the Senate or to the President and members shall be presented to the Senate by the Clerk.

(3) A brief statement of the contents of such petitions, memorials or other papers shall be made orally by the Clerk.

(4) Every such petition, memorial or other paper shall be ordered filed or referred to a committee, as of course, by the President, unless such action is objected to by a member at the time such petition, memorial or other paper is presented.

(5) No such petition, memorial or other paper shall be debated on the day it is presented, except with the consent of the Senate.

PART VIII. ORDER; DEBATE; VOTING

Rule 68. Questions of Order

(1) A question of order may be raised at any stage of the proceedings, except during the calling of the roll when the Ayes and Noes are called for. Unless submitted to the Senate, such questions shall be decided without debate by the presiding officer, subject to an appeal to the Senate. Laying such appeal on the table shall be held as sustaining the ruling of the presiding officer.

(2) Any question of order may be submitted to the Senate for its decision.

Rule 69. Debate: General Limitation

No member shall speak more than twice, unless such member be the mover of the matter pending, in which case such member shall not be permitted to speak in reply until every member choosing to speak shall have spoken.

Rule 70. Voting: Methods

There shall be five methods of ascertaining the decision of the Senate upon any matter.

(1) First, by voice; Second, by raising of hands; Third, by rising; Fourth, by call of the roll of the members and a record of the Clerk of the vote of each; and Fifth, by unanimous consent.

(2) Whenever the Senate is ready to vote on any question, the President shall rise, and after stating the question, shall request all those in favor of the affirmative of the question to vote "Aye." The President then shall call upon all voting in the negative of the question to vote "No." The President then shall announce the result to the Senate.

(3) If any member shall doubt the result, as announced, the President again shall state the question and call upon the members to vote either by rising in their places, and they shall remain standing until counted, or by raising their hands and the result again shall be announced.

(4) The President shall, when one-fifth of the members present so request, and may, when one member so requests, allow a roll-call vote. Clerk shall call the roll of the members of the Senate. Each member, when called, shall vote in a clear loud voice, "Aye," if voting in the affirmative, or "No," if voting in the negative. The Clerk shall record each vote and such record shall become a part of the Journal of the Senate. The President shall announce the results as above set forth.

(5) With the unanimous consent of the Senate, the President may direct the Clerk to record an "Aye" vote for each member of the Senate. If there is no objection, the Clerk shall so record the vote. If there is objection, the President shall ask for the names of the members voting "No" and order the Clerk to record no votes for them.

Rule 71. Voting: Rights of Members

(1) No member, on any account, shall refrain from voting unless excused by the President. A member voting "with reservations" shall be counted as a favorable vote. A member may vote "Kanalua" the first time the member's name is called by the Clerk on any vote, but if the member votes "Kanalua" on the next call of the member's name, the member's vote shall be recorded as "Aye."

(2) The President may excuse a member who has a monetary interest in the question, or whose right to a seat in the Senate will be affected by the question, or whose official conduct is involved in the question. If a member thinks there may be a personal interest in the question, the member shall rise and disclose the interest to the President. The President then shall rule whether the member has a conflict of interest. If so, the member shall be excused from voting.

(3) Whenever the Ayes and Noes are called, no one, without unanimous consent, shall be permitted to explain a vote.

(4) After the announcement by the President of the result, no one shall be allowed to vote or to change a vote.

PART IX. DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT

Rule 72. Misconduct; Procedure; Peer Review

No member of the Senate shall be subject to a charge for misconduct, disorderly behavior, or neglect of duty unless the person making the charge shall have first given notice of the charge to the President and to the member being charged.

Upon receipt of the charge, the President shall attempt to resolve the matter in an administrative proceeding. If the matter cannot be resolved administratively, the President may appoint a Special Committee to be chaired by the Vice-President or such other member as the President may designate to investigate, hear and report upon the conduct of the member charged for misconduct, disorderly behavior or neglect of duty. Any member so charged shall be informed in writing of the specific charge or charges made against the member and have opportunity to present evidence and be heard in the member's own defense before the Special Committee. Following its investigation and hearing, the Special Committee shall file its report with the President setting forth its findings and recommendations.

If the committee recommends dismissal of the charge or charges, the President may dismiss the charges without further hearing, or the President may present the report of the committee to the Senate for its consideration. The Senate, by a majority vote, may dismiss the charge or charges against the member without a hearing.

If there is no dismissal of the charge or charges, or if the committee recommends censure, suspension or expulsion, the President shall present the report of the committee to the Senate for its consideration and decision. The member who is charged, shall be informed in writing of the presentation of the charge or charges of the committee report to the Senate and be given an opportunity to be heard in the member's own defense. The Senate, by a majority vote, may dismiss the charge or charges without a hearing, or with notice and an opportunity to be heard in the member's own defense, censure a member or, upon a two-thirds vote of all the members of the Senate, suspend or expel a member.

At any stage of the charge against a member, the member shall have a right to be represented by a person or persons of the member's own choosing.

Rule 73. Decorum: Transgression of Rules

If any member transgresses the rules of the Senate, the President, or any member, may call such member to order, and, when so called to order, the member immediately shall sit down. The President then shall decide the question of order without debate, subject to an appeal to the Senate.

The President may call for the sense of the Senate on any question of order.

Rule 74. Decorum: Address

When any member is about to speak, such member shall rise from the member's seat and address all remarks to the President. While speaking, the member shall confine all remarks to the question under debate, shall refer to other Senators by title only (e.g., "Senator from the _____ District"; "The Chair of the Committee on _____"; "The Majority Leader,") and not by name and shall avoid personalities.

Rule 75. Decorum: Person Called to Order While Speaking

Whenever any person shall be called to order while speaking, such person shall be deemed to be in possession of the floor when the question of order is decided and may proceed with the matter under discussion.

Rule 76. Decorum: Presence in Senate

No person shall sit at the desk of the President or Clerk, except by permission of the President, nor shall any person, other than a member, officer or permitted employee or person, sit in the main Senate floor area during any of the sessions of the Senate.

Rule 77. Decorum: Conduct in Session

When the President is putting any question or addressing the Senate, no one shall walk out of the room or across the floor. When a member is speaking, no one shall entertain a private discourse, nor shall anyone pass between the member speaking and the Chair.

No one shall cause any annoyance or disturbance on the Senate floor by use of sound-emitting electronic devices such as cell phones or pagers.

Rule 78. Decorum: Disorderly Conduct in Session

If, during any session of the Senate, any member should behave in a disorderly manner the President shall order the member to be seated and preserve the peace. If such member then shall persist in disorderly conduct, the President shall order the Sergeant-at-Arms to remove the member from the Senate and the member shall not be permitted to take a seat during the remainder of that day's session, except upon satisfactory pledge given to the Senate for future good behavior.

For the punishment of any person not a member, the provisions of Article III, Section 18 of the Constitution shall govern.

Rule 79. Decorum: Recording of Debate Called to Order

If any Senator is called to order for words spoken in debate, upon the member's demand or on that of any other Senator, the words objected to shall be taken down in writing and noted by the Clerk, and, if required, shall be read for the information of the Senate.

Rule 80. Decorum: Smoking

No member or other officer shall smoke anywhere within the capitol building unless permitted by law.

Rule 81. Standards of Conduct

(1) Members should conduct themselves in a respectful manner befitting the office with which they as elected officials have been entrusted, respecting and complying with the law and acting at all times in a manner that promotes public confidence in the integrity of the Senate.

(2) Members should not lend the prestige of public office to advance the private interests of themselves or others ; nor should members convey or permit others to convey the impression that they are in a special position to unduly influence pending public business before them.

(3) Members should treat their fellow Senate members, staff, and the general public with respect and courtesy, regardless of political or religious beliefs, race, ethnicity, sex, sexual orientation, or physical disability.

(4) The legislative duties of members as prescribed by law and these Rules should take precedence over all of their other business or professional activities. Members should freely and willingly accept certain restrictions on their business activities and professional conduct that might be considered burdensome by an ordinary private citizen, and should perform the duties or elected office impartially and diligently. To the greatest extent reasonably possible, members should:

(a) Refrain from allowing family, social, business, or other relationships to unduly influence the member's legislative conduct or judgment.

(b) Refrain from showing bias or prejudice, including but not limited to bias or prejudice based on political or religious beliefs, race, ethnicity, sex, sexual orientation, or physical disability, in the performance of their official duties.

(c) Exercise patience, tolerance and courtesy to all those with whom they deal with in an official capacity, and require staff and others subject to their direction and control to maintain similar standards of conduct, fidelity, and diligence inherent in public service.

(d) Exercise the power of appointment impartially and on the basis of merit, refraining from making unnecessary appointments and approving compensation of appointees beyond the fair value of services rendered.

(e) Afford to every person who wishes to participate in the legislative process the opportunity to be heard according to established procedures.

(f) Consider at all times whether their conduct would create in reasonable minds the perception that their ability to carry out legislative responsibilities with integrity and independence is either questionable or impaired.

(g) Refrain from using, or permitting the use of, the privileges and prestige of their public office to derive undue personal, professional, or financial benefits for themselves, members of their families, or others with whom they maintain personal, business, or professional relationships.

(i) Refrain from engaging in financial and business dealings that involve them in frequent transactions, or continuing business or professional relationships, with those persons likely to derive benefits from public financial matters either pending or already

deliberated and voted upon by the Senate, to the extent that such conduct may reasonably be perceived as personal exploitation of their public office.

Rule 82. Decorum: Solicitation Prohibited

An officer or employee of the Senate shall not solicit subscriptions, for any purpose, from any other officer or employee thereof, nor from any Senator. Nor shall any person be permitted to solicit or receive subscriptions or contributions for any purpose on the floor or in the lobby of the Senate or in any Senate office.

Rule 83. Disclosures

Each member shall file with the Ethics Commission of the State of Hawaii, a disclosure of the member's private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in such financial interests.

If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall disclose orally such interest to the Senate before voting. The member then shall immediately make the written disclosure required by law and the Rules of the Senate.

Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the Senate floor of any interest so filed.

Rule 84. Violating Confidence

If any matter covered in Rule 35 or 36 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate. If an officer or other person authorized to hear such matter shall disclose the matter, such officer shall be dismissed and such other person shall be liable to punishment for contempt comparable to the punishment provided for by Article III, Section 18 of the Constitution and in the manner as therein prescribed.

Rule 85. Conflicts of Interest

(1) No member shall vote on any legislation if the member has a direct financial interest in the legislation, unless the member is part of the class of people affected by the official action based upon the member's profession, trade or business; provided that this rule shall not apply to votes on the recommendations of a committee when a member has disclosed a potential conflict. For the purposes of this rule, a "direct financial interest" means that the legislation affects the legislator's personal business, property, or financial interest.

(2) If a member is uncertain as to whether a conflict of interest exists, the member may request a ruling from the President by giving notice and disclosing the direct financial interest to the President prior to voting. When making a determination in cases where a portion of a measure may place a member in a conflict of interest, the President shall give due consideration to the context of that portion as it relates to the overall purpose of the measure. If the President determines that a conflict exists, the President shall excuse the member from voting.

PART X. QUESTIONS TO STATE OFFICERS**Rule 86. Questions to State Officers**

Any member of the Senate may ask any question of any state officer relating to the officer's respective department by reducing such questions to writing, over the member's signature, reading the same before the Senate, and furnishing the officer with a copy of such written question. Any officer questioned shall reply to such question upon the following day, unless the Senate shall grant a definite extension of time for replying.

PART XI. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES**Rule 87. Amendments; Suspension; Violations**

(1) No rule of the Senate shall be amended or rescinded nor shall any new rule be adopted, without one day's notice of such change. Any such action shall require a majority vote of the members of the Senate.

(2) Any rule may be suspended for a particular purpose upon a majority vote of the members of the Senate.

(3) Any violation of these Rules shall be referred to the President for appropriate action.

Rule 88. Parliamentary Procedure

Mason's Manual of Legislative Procedures, 2000 edition, where not inconsistent with the Rules and practices of the Senate, shall govern.

PART XII. MISCELLANEOUS POWER**Rule 89. Administrative and Financial Manuals**

(1) The Senate shall adopt by majority vote an administrative and financial manual of guides, the purpose of which is to establish uniformity in administrative practices and to ensure compliance with Senate policies.