

EIGHTH DAY

Tuesday, January 29, 2008

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2008, convened at 11:46 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 Seventh Day.

At this time, Senator Sakamoto introduced and congratulated Cherry Torres, Office Manager for Senator Sakamoto on becoming one of America's newest citizens.

At 11:53 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 242 to 258) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 242, dated January 24, 2008, transmitting a Report on the Comprehensive Health Care Plan for Maui County, prepared by the Maui Health Initiative Task Force pursuant to Act 219, Section 2, SLH 2007, was placed on file.

Gov. Msg. No. 243, dated January 24, 2008, transmitting a Report Relating to State Support for Achieving Renewable Portfolio Standards, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 196-41, HRS, was placed on file.

Gov. Msg. No. 244, dated January 24, 2008, transmitting the Hawaii Community Development Authority's 2007 Annual Report for Fiscal Year Ending June 30, 2007, "Building Better Communities," was placed on file.

Gov. Msg. No. 245, dated January 25, 2008, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year Ending June 30, 2007, prepared by the Department of Education, Hawaii State Public Library System, pursuant to Act 129, SLH 1989, was placed on file.

Gov. Msg. No. 246, dated January 25, 2008, transmitting the 2007 Annual Report on the State Pharmacy Assistance Program, prepared by the Department of Human Services pursuant to Section 346-347, HRS, was placed on file.

Gov. Msg. No. 247, dated January 25, 2008, transmitting a Report on the Funds Provided to the Department of Human Services to Conduct Child Abuse and Neglect Background Checks for Foster and Adoptive Parents, prepared by the Department of Human Services, Social Services Division, pursuant to Act 213, Section 55, SLH 2007, was placed on file.

Gov. Msg. No. 248, dated January 14, 2008, transmitting the 2007 Annual Report, prepared by the Natural Energy Laboratory of Hawaii Authority pursuant to Chapter 227D, HRS, was placed on file.

Gov. Msg. No. 249, letter dated January 28, 2008, 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. 2708, which makes an emergency appropriation of \$94,283 in general funds for Fiscal Year 2007-2008 for the operations of the Judicial Selection Commission, was placed on file.

Gov. Msg. No. 250, letter dated January 28, 2008, 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. 2959, which makes an emergency appropriation of \$271,852 from the Stadium Special Fund to pay Fiscal Year 2007-2008 increases in electricity, sewer, refuse, and insurance premium payments for Aloha Stadium, was placed on file.

Gov. Msg. No. 251, letter dated January 28, 2008, 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. 2960, which makes an emergency appropriation of \$1 million in general funds to pay statewide increases in electricity payments for Fiscal Year 2007-2008, was placed on file.

Gov. Msg. No. 252, letter dated January 28, 2008, 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. 3062, which makes an emergency appropriation of \$10 million in general funds for Fiscal Year 2007-2008 to allow the Hawaii Public Housing Authority to continue to meet its public housing obligations, was placed on file.

Gov. Msg. No. 253, letter dated January 28, 2008, 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. 3068, which makes an emergency appropriation of \$10 million in general funds for the Adult Mental Health Division in the State Department of Health to cover higher enrollment and per capita costs, was placed on file.

Gov. Msg. No. 254, letter dated January 28, 2008, 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. 3074, which makes an emergency appropriation of \$1,807,539 in general funds for Fiscal Year 2007-2008 to pay ambulance service providers statewide collective bargaining increases, was placed on file.

Gov. Msg. No. 255, letter dated January 28, 2008, 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. 3083, which makes an emergency appropriation of \$14 million in general funds for Fiscal Year 2007-2008 to pay current essential vendors, reduce accounts payable, and allow operation and provision of current levels of service in Hawaii Health Systems Corporation's facilities, was placed on file.

Gov. Msg. No. 256, letter dated January 28, 2008, 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. 3119, which makes an emergency appropriation of \$21,253,032 out of the State Highway Fund to cover operations and maintenance programs in Fiscal Year 2007-2008, was placed on file.

Gov. Msg. No. 257, submitting for consideration and confirmation as Director of the Department of Transportation, the nomination of BRENNON MORIOKA, term to expire December 6, 2010, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 258, submitting for consideration and confirmation as Director of the Office of Planning, the nomination of MR. ABBEY SETH MAYER, term to expire December 6, 2010, was referred to the Committee on Water and Land.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 25, from the State Auditor dated January 22, 2008, transmitting a report, "Management Audit of the Department of Education's Hawaiian Studies Program," (Report No. 08-02), was read by the Clerk and was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 43 to 48) were read by the Clerk and were deferred:

Senate Concurrent Resolution

S.C.R. No. 43 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A MAKUA VALLEY TASK FORCE."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 44 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO AUTHORIZE THE ESTABLISHMENT OF A NATIONAL MONUMENT FOR WOMEN IN WASHINGTON, D.C., TO RECOGNIZE AND HONOR THE CONTRIBUTIONS TO LEADERSHIP BY AMERICA'S WOMEN."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 45 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ENTER INTO A FREE TRADE AGREEMENT WITH TAIWAN."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 46 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF AGRICULTURE TO CONVENE A TASK FORCE TO EXPLORE THE ADVISABILITY OF ENACTING LAWS OR ADOPTING REGULATORY ADMINISTRATIVE RULES TO REGULATE THE BREEDING OF DOGS AND CATS."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 47 "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES POSTAL SERVICE TO COMMEMORATE THE HONORABLE SERVICE OF THE U.S. NAVY'S F-14 TOMCAT IN DEFENDING FREEDOM."

Offered by: Senators Chun Oakland, Espero, Nishihara.

S.C.R. No. 48 "SENATE 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."

Offered by: Senator Hanabusa, by request.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 18 to 23) were read by the Clerk and were deferred:

Senate Resolution

S.R. No. 18 "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A MAKUA VALLEY TASK FORCE."

Offered by: Senator Hanabusa, by request.

S.R. No. 19 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO AUTHORIZE THE ESTABLISHMENT OF A NATIONAL MONUMENT FOR WOMEN IN WASHINGTON, D.C., TO RECOGNIZE AND HONOR THE CONTRIBUTIONS TO LEADERSHIP BY AMERICA'S WOMEN."

Offered by: Senator Hanabusa, by request.

S.R. No. 20 "SENATE 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."

Offered by: Senator Hanabusa, by request.

S.R. No. 21 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO ENTER INTO A FREE TRADE AGREEMENT WITH TAIWAN."

Offered by: Senator Hanabusa, by request.

S.R. No. 22 "SENATE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES POSTAL SERVICE TO COMMEMORATE THE HONORABLE SERVICE OF THE U.S. NAVY'S F-14 TOMCAT IN DEFENDING FREEDOM."

Offered by: Senators Chun Oakland, Espero, Nishihara.

S.R. No. 23 "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF AGRICULTURE TO CONVENE A TASK FORCE TO EXPLORE THE ADVISABILITY OF ENACTING LAWS OR ADOPTING REGULATORY ADMINISTRATIVE RULES TO REGULATE THE BREEDING OF DOGS AND CATS."

Offered by: Senator Hanabusa, by request.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
S.B. No. 1303	Committee on Agriculture and Hawaiian Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means
S.B. No. 2187	Committee on Human Services and Public Housing, then to the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
S.B. No. 2519	Jointly to the Committee on Economic Development and Taxation and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 2554	Committee on Public Safety, then to the Committee on Judiciary and Labor
S.B. No. 2646	Jointly to the Committee on Agriculture and Hawaiian Affairs and the Committee on Water and Land, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means
S.B. No. 2778	Jointly to the Committee on Water and Land and the Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 2850 Jointly to the Committee on Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 2941 Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means

S.B. No. 2998 Jointly to the Committee on Economic Development and Taxation and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

S.B. No. 3047 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

S.B. No. 3067 Jointly to the Committee on Tourism and Government Operations and the Committee on Judiciary and Labor, then to the Committee on Ways and Means

S.B. No. 3074 Committee on Health, then to the Committee on Ways and Means

S.B. No. 3156 Committee on Agriculture and Hawaiian Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means

S.B. No. 3209 Committee on Agriculture and Hawaiian Affairs, then jointly to the Committee on Economic Development and Taxation and the Committee on Ways and Means

ADJOURNMENT

At 11:59 a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 a.m., Wednesday, January 30, 2008.