

FORTY-FIFTH DAY

Friday, April 4, 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 Ms. Lou Ann Ha'aheo Guanson, Pacific Justice and Reconciliation Center, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Forty-Fourth Day.

At this time, Senator Espero congratulated the James Campbell High School Varsity Girls Basketball Team on becoming the 2007-2008 Hawaii State Division II Champions with an overtime score of 57-55 against McKinley High School, and introduced coaches: Nathan Macadangdang, Head Coach; Ray Resurrection and Jody Bantolina, Assistant Coaches, and the following members of the team: Ama Lui, Karen Tano, Saphyre Eltagonde, Jazmin Brown, Layna Christian, Ariel Medlin, Amber Kaulia, Randi Wright, Oli Kila, Accompanying the team were Gabby Serrano, Scorekeeper; Joy Ignacio, team manager; and Sam Delos Reyes, Athletic Director.

At 11:57 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 620 and 621) were read by the Clerk and were placed on file:

Gov. Msg. No. 620, informing the Senate that on April 3, 2008, Lt. Gov. signed into law Senate Bill No. 3027 as Act 5, entitled: "RELATING TO OSTEOPATHY."

Gov. Msg. No. 621, letter dated April 2, 2008, informing the Senate that the Hawaii Public Housing Authority has determined that the FY 08 general fund emergency appropriation amount requested through H.B. No. 3140, S.D. 1, can be reduced from \$10,000,000 to \$3,067,955.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 458 to 495) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 458, informing the Senate that on April 3, 2008, the House made the following changes to the conferees on the following bills:

H.B. No. 149, H.D. 2 (S.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

H.B. No. 257, H.D. 1 (S.D. 1):

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 652, H.D. 2 (S.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 902, H.D. 2 (S.D. 3):

Representative Karamatsu replaced Representative Chong as a manager.

H.B. No. 1201, H.D. 1 (S.D. 1):

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 1283, H.D. 2 (S.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 1289, H.D. 2 (S.D. 3):

Representative Karamatsu replaced Representative Chong as a manager.

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

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 1516, H.D. 2 (S.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

H.B. No. 1639, H.D. 2 (S.D. 3):

Representative Karamatsu replaced Representative Chong as a manager.

H.B. No. 1848, H.D. 2 (S.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

H.B. No. 1950, H.D. 1 (S.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 662, S.D. 2 (H.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 707, S.D. 2 (H.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 750, S.D. 3 (H.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 898, S.D. 1 (H.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 1093, S.D. 2 (H.D. 1):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 1221, S.D. 2 (H.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

S.B. No. 1236, S.D. 1 (H.D. 1):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 1499, S.D. 2 (H.D. 1):

Representative Karamatsu replaced Representative Chong as co-chair.

S.B. No. 1756, S.D. 1 (H.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

S.B. No. 1920, S.D. 2 (H.D. 2):

Representative Karamatsu replaced Representative Chong as a manager.

S.B. No. 1923, S.D. 2 (H.D. 2):

Representative Karamatsu replaced Representative Chong as co-chair.

S.B. No. 1928, S.D. 2 (H.D. 3):

Representative Karamatsu replaced Representative Chong as co-chair,

was placed on file.

Hse. Com. No. 459, informing the Senate that on April 3, 2008, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 2460 (S.D. 1);

H.B. No. 2591, H.D. 1 (S.D. 1);

H.B. No. 2727, H.D. 2 (S.D. 1);

H.B. No. 2887, H.D. 2 (S.D. 1);

H.B. No. 2917, H.D. 2 (S.D. 1); and

H.B. No. 3109 (S.D. 1),

was placed on file.

Hse. Com. No. 460, transmitting H.C.R. No. 208, which was adopted by the House of Representatives on April 3, 2008, was placed on file.

By unanimous consent, action on H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING CONGRESSIONAL ACTION TO EXEMPT THE STATE OF HAWAII FROM FEDERAL PREEMPTION PROHIBITING STATE INSPECTION OF PLANTS, PLANT PRODUCTS, AND OTHER BIOLOGICAL ORGANISMS," was deferred.

Hse. Com. No. 461, transmitting H.C.R. No. 49, H.D. 2, which was adopted by the House of Representatives on April 3, 2008, was placed on file.

By unanimous consent, action on H.C.R. No. 49, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAYOR AND COUNTY COUNCIL OF MAUI TO EVALUATE AND, IF LEGALLY PERMISSIBLE AND PROPER UNDER STATE LAW, TO IMPLEMENT VARIOUS MEASURES REGARDING MEDICAL MARIJUANA IN THE COUNTY OF MAUI," was deferred.

Hse. Com. No. 462, returning S.B. No. 868, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, was placed on file.

Hse. Com. No. 463, returning S.B. No. 1617, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 1617, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 464, returning S.B. No. 1793, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 1793, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 465, returning S.B. No. 2080, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2080, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER LICENSURE," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 466, returning S.B. No. 2082, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2082, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 467, returning S.B. No. 2088, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2088, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 468, returning S.B. No. 2163, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2163, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 469, returning S.B. No. 2169, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2169, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 470, returning S.B. No. 2191, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2191, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 471, returning S.B. No. 2301, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2301, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRITERIA FOR EXTENDED TERMS OF IMPRISONMENT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 472, returning S.B. No. 2315, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2315, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 473, returning S.B. No. 2345, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2345, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 474, returning S.B. No. 2373, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2373, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSEUDOEPHEDRINE SALES," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 475, returning S.B. No. 2436, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2436, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 476, returning S.B. No. 2456, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2456, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 477, returning S.B. No. 2459, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2459, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 478, returning S.B. No. 2493, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2493, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 479, returning S.B. No. 2579, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2579, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 480, returning S.B. No. 2583, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2583, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CAPITAL CULTURAL DISTRICT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 481, returning S.B. No. 2780, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2780, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 482, returning S.B. No. 2783, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2783, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

LOSS MITIGATION," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 483, returning S.B. No. 2784, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2784, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 484, returning S.B. No. 2824, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2824, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 485, returning S.B. No. 2882, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2882, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 486, returning S.B. No. 2895, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2895, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 487, returning S.B. No. 2891, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2891, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 488, returning S.B. No. 2977, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 2977, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 489, returning S.B. No. 3051, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3051, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY BACKGROUND CHECKS FOR SOCIAL SERVICES PROGRAMS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 490, returning S.B. No. 3061, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3061, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FIRST-TO-WORK PROGRAM," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 491, returning S.B. No. 3087, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3087, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR SUSPENSION ON PUBLIC WORKS PROJECTS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 492, returning S.B. No. 3182, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3182, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXTENDED SENTENCING," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 493, returning S.B. No. 3200, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3200, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL RETENTION OF ATTORNEYS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 494, returning S.B. No. 3227, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3227, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Tuesday, April 8, 2008.

Hse. Com. No. 495, returning S.B. No. 3258, S.D. 3, which passed Third Reading in the House of Representatives on April 3, 2008, in the amended form, was placed on file.

By unanimous consent, action on S.B. No. 3258, S.D. 3, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID HOSPITAL AND LONG-TERM CARE REIMBURSEMENTS," was deferred until Tuesday, April 8, 2008.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3339) recommending that H.B. No. 2139, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3339 and H.B. No. 2139, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3340) recommending that H.B. No. 2224, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3340 and H.B. No. 2224, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3341) recommending that H.B. No. 2436, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3341 and H.B. No. 2436, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3342) recommending that H.B. No. 3173, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3342 and H.B. No. 3173, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3343) recommending that H.B. No. 94, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3343 and H.B. No. 94, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3344) recommending that H.B. No. 661, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3344 and H.B. No. 661, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3345) recommending that H.B. No. 2415, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3345 and H.B. No. 2415, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3346) recommending that H.B. No. 2965, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3346 and H.B. No. 2965, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SECURITY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3347) recommending that H.B. No. 1402, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3347 and H.B. No. 1402, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3348) recommending that H.B. No. 2164, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3348 and H.B. No. 2164, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CANCER RESEARCH SPECIAL FUND," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3349) recommending that H.B. No. 602, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3349 and H.B. No. 602, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3350) recommending that H.B. No. 2429, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3350 and H.B. No. 2429, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECREATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3351) recommending that H.B. No. 2245, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3351 and H.B. No. 2245, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3352) recommending that H.B. No. 2687, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3352 and H.B. No. 2687, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3353) recommending that H.B. No. 2843, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3353 and H.B. No. 2843, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3354) recommending that H.B. No. 2872, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3354 and H.B. No. 2872, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3355) recommending that H.B. No. 2998, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3355 and H.B. No. 2998, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDER REGISTRATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3356) recommending that H.B. No. 2972, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3356 and H.B. No. 2972, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3357) recommending that H.B. No. 3016, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3357 and H.B. No. 3016, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3358) recommending that H.B. No. 2710, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3358 and H.B. No. 2710, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3359) recommending that H.B. No. 2531, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3359 and H.B. No. 2531, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WEST MAUI TRANSPORTATION ACCESS PLAN," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3360) recommending that H.B. No. 2387, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3360 and H.B. No. 2387, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3361) recommending that H.B. No. 2978, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3361 and H.B. No. 2978, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3362) recommending that H.B. No. 2971, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3362 and H.B. No. 2971, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3363) recommending that H.B. No. 2672, 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. 2672, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3364) recommending

that H.B. No. 2521, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3364 and H.B. No. 2521, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3365) recommending that H.B. No. 2473, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3365 and H.B. No. 2473, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3366) recommending that H.B. No. 2045, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3366 and H.B. No. 2045, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A GLOBAL YOUTH CENTER," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3367) recommending that H.B. No. 2271, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3367 and H.B. No. 2271, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CASTLE MEDICAL CENTER AND ITS AFFILIATES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3368) recommending that H.B. No. 2272, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3368 and H.B. No. 2272, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3369) recommending that H.B. No. 2293, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3369 and H.B. No. 2293, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3370) recommending that H.B. No. 2881, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3370 and H.B. No. 2881, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3371) recommending that H.B. No. 2196, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3371 and H.B. No. 2196, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3372) recommending that H.B. No. 2511, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3372 and H.B. No. 2511, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3373) recommending that H.B. No. 3059, H.D. 1, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3373 and H.B. No. 3059, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3374) recommending that H.B. No. 3140, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3374 and H.B. No. 3140, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3375) recommending that H.B. No. 3352, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3375 and H.B. No. 3352, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN AUDIT OF THE HAWAII DISABILITY RIGHTS CENTER," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3376) recommending that H.B. No. 3367, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3376 and H.B. No. 3367, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WIRELESS ENHANCED 911," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3377) recommending that H.B. No. 2961, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3377 and H.B. No. 2961, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 8, 2008.

Senator Kokubun, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 3378) recommending that H.B. No. 7, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3378 and H.B. No. 7, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION

DRUG PROGRAM,” was deferred until Tuesday, April 8, 2008.

Senators Kokubun 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. 3379) recommending that H.B. No. 2526, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3379 and H.B. No. 2526, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE PLAN,” was deferred until Tuesday, April 8, 2008.

Senators Kokubun 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. 3380) recommending that H.B. No. 2863, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3380 and H.B. No. 2863, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3381) recommending that H.B. No. 2347, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3381 and H.B. No. 2347, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO METAL,” was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3382) recommending that H.B. No. 523, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3382 and H.B. No. 523, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3383) recommending that H.B. No. 2261, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3383 and H.B. No. 2261, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3384) recommending that H.B. No. 3120, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3384 and H.B. No. 3120, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE FACILITIES,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3385) recommending that H.B. No. 3196, H.D. 1, S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3385 and H.B. No. 3196, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3386) recommending that H.B. No. 2587, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3386 and H.B. No. 2587, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH CREATIVITY ACADEMIES,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3387) recommending that H.B. No. 2614, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3387 and H.B. No. 2614, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ISLAND PACIFIC ACADEMY,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3388) recommending that H.B. No. 3151, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3388 and H.B. No. 3151, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTRONIC PERMITTING FEES,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3389) recommending that H.B. No. 2283, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3389 and H.B. No. 2283, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TATTOO ARTISTS,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3390) recommending that H.B. No. 2698, H.D. 3, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3390 and H.B. No. 2698, H.D. 3, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COURT-APPOINTED COUNSEL AND GUARDIANS AD LITEM IN FAMILY COURT,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3391) recommending that H.B. No. 2772, H.D. 3, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3391 and H.B. No. 2772, H.D. 3, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3392) recommending that H.B. No. 2009, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3392 and H.B. No. 2009, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3393) recommending that H.B. No. 2685, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3393 and H.B. No. 2685, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3394) recommending that H.B. No. 3197, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3394 and H.B. No. 3197, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE

DEPARTMENT OF TRANSPORTATION FOR THE STATE HIGHWAY SYSTEM," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3395) recommending that H.B. No. 2369 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3395 and H.B. No. 2369, entitled: "A BILL FOR AN ACT RELATING TO THE AFTER-SCHOOL PLUS PROGRAM REVOLVING FUND," was deferred until Tuesday, April 8, 2008.

Senators Tokuda and Menor, for the Committee on Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 3396) recommending that H.B. No. 2502, 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 joint report of the Committees was adopted and H.B. No. 2502, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Menor, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 3397) recommending that H.B. No. 647, 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. 647, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senators Ige and Menor, for the Committee on Health and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 3398) recommending that H.B. No. 3150, 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 joint report of the Committees was adopted and H.B. No. 3150, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Kokubun, for the Committee on Commerce, Consumer Protection and Affordable Housing, presented a report (Stand. Com. Rep. No. 3399) recommending that H.B. No. 2894, 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. 2894, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3400) recommending that H.B. No. 2500, 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. 2500, 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 8, 2008.

Senator Fukunaga, for the Committee on Economic Development and Taxation, presented a report (Stand. Com. Rep. No. 3401) recommending that H.B. No. 2486, 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. 2486, 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, April 8, 2008.

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. 3402) recommending that H.B. No. 1412, 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 joint report of the majority of the Committees was adopted and H.B. No. 1412, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION'S BENEFITS-FUNDED REVENUE-GENERATING COMPUTER INITIATIVES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senators Menor and Kokubun, 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. 3403) recommending that H.B. No. 3407, 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 joint report of the Committees was adopted and H.B. No. 3407, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senators Menor and Tokuda, for the Committee on Energy and Environment and the Committee on Agriculture and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3404) recommending that H.B. No. 3179, 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. 3179, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF RENEWABLE ENERGY PRODUCER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

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. 3405) recommending that H.B. No. 2263, 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. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3406) recommending that H.B. No. 2929, 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. 2929, 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 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3407) recommending that H.B. No. 3040, 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. 3040, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3408) recommending that H.B. No. 516, 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. 516, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3409) recommending that H.B. No. 2204, 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. 2204, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIABILITY OF A FIREARM OWNER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3410) recommending that H.B. No. 2557, 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. 2557, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3411) recommending that H.B. No. 2253, 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. 2253, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AMENDING OR REPEALING VARIOUS

PROVISIONS OF CHAPTER 281, HAWAII REVISED STATUTES, INTOXICATING LIQUOR, FOR THE PURPOSE OF CLARIFYING LANGUAGE, CORRECTING ERRORS, AND DELETING UNNECESSARY AND OBSOLETE PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senator Taniguchi, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3412) recommending that H.B. No. 1745, H.D. 3, 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. 1745, H.D. 3, 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 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3413) recommending that H.B. No. 2605, 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. 2605, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARMED SERVICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

Senators Hee, Inouye and Menor, for the Committee on Water and Land, the Committee on Intergovernmental and Military Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 3414) recommending that H.B. No. 1037, 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 joint report of the Committees was adopted and H.B. No. 1037, H.D. 1, 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 Tuesday, April 8, 2008.

ORDER OF THE DAY

AGREE/DISAGREE

MATTERS DEFERRED FROM THURSDAY, APRIL 3, 2008

S.B. No. 2849, S.D. 1, H.D. 1 (Hse. Com. No. 404):

By unanimous consent, action on S.B. No. 2849, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," was deferred until Tuesday, April 8, 2008.

S.B. No. 2159 (H.D. 1):

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. 2159, and requested a conference on the subject matter thereof.

S.B. No. 1802 (H.D. 1):

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. 1802, and requested a conference on the subject matter thereof.

S.B. No. 2141, H.D. 1 (Hse. Com. No. 450):

By unanimous consent, action on S.B. No. 2141, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred until Tuesday, April 8, 2008.

S.B. No. 2363, S.D. 2 (H.D. 1):

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. 2363, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 2997, S.D. 1 (H.D. 1):

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. 2997, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 3203, S.D. 1 (H.D. 1):

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. 3203, S.D. 1, and requested a conference on the subject matter thereof.

ADVISE AND CONSENT

Stand. Com. Rep. No. 3338 (Gov. Msg. No. 258):

Senator Kokubun moved that Stand. Com. Rep. No. 3338 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 MR. ABBEY SETH MAYER as Director of the Office of Planning, term to expire December 6, 2010, seconded by Senator Tokuda.

Senator Hemmings rose to speak in support of the nominee as follows:

"Madam President, I rise to speak in favor of the nominee.

"I think there are two things we consider in Advise and Consent that are extremely salient on this nominee, and that is the qualifications and then also the character of the individual, because we all know that someone can be eminently qualified but if they don't have the values that I think we all hold dear as far as their character goes, it will not serve us well.

"The training requirements for this position are clearly delineated in Hawai'i Revised Statutes, and it is clear by looking at the resume and reviewing the testimony that Abbey Seth Mayer is eminently qualified. His background with the Moloka'i Enterprise Community and dealing with issues of land use, water resources, economic development and conservation, for that matter, speak for themselves and prove that he is eminently qualified.

"But there's a more important struggle going on in Hawai'i that this office has to deal with, and it is the very difficult task of balancing development and conservation. And when you look at some of the arguments that we as a legislative body have had to deal with—with the Superferry and Kakaako—there sometimes can be various contentious issues. It has to do with extremists on both sides of the issue—extremists that say that nothing should happen anywhere in the name of conservation—and then absolutists who say we should have an unfettered access to development wherever the market demands.

"Somewhere in between those two extremes lies common sense. And I would say in his experience on the island of Moloka'i, where they're dealing quite acutely with these conflicting interests, that Abbey Seth Mayer is a good man. He's a good man who's qualified, and he's a good man with a lot of heart in the right place to be the right person to do this job

at the right time. So I'd urge my colleagues to vote positively on this nomination. Thank you, Madam President."

Senator Hee rose to speak in opposition to the nominee and stated:

"Madam President, I rise to speak against the nomination of Mr. Mayer for the position of Office of State Planning Director. And I would like to note before starting that I do agree that Mr. Mayer is a very nice man. It takes more than that to assume the mantle of this position.

"Chapter 225M-2, Office of State Planning, Office of Planning, Establishment of responsibility, says in part: 'The director shall have—shall have—training in the field of urban or regional planning, public administration, or other related fields; experience in programs or services related to governmental planning, and experience in a supervisory, consultative, or administrative capacity.'

"As framers of statutes, all of us here, we understand that standards are established by us. And we also understand that regardless of how the statute is constructed, there's always a need to include what we may not have thought of. So while the word *shall* is used, there is a caveat *or*. But the *or* in the statute is not to excuse those who may not be qualified as a safety net, but rather to enlarge the pool in the event that a person or persons may not meet the *shall*. That is the reason for the *shall* and that is the reason for the *or*.

"I met with the Governor some weeks ago because of my concern about Mr. Mayer's qualifications. And in the meeting was her chief of staff, Mr. Barry Fukunaga. And the three of us had a discussion. And as many of you know, I have known the Governor before she was Mayor of Maui and was a resident and councilmember on the island of Moloka'i, in the late 70's and early 80's. And we have disagreed and we have agreed, and we have agreed to disagree. At this particular meeting, she highlighted why she chose Mr. Mayer. And what stuck out in the discussion was that Mr. Mayer was someone in her mind who wanted to preserve the rural character of the State of Hawai'i, and specifically she mentioned the Waianae Coast. When the discussion got to the actual qualifications and years of service and years in Hawai'i, and I pointed out that the total was four or five, depending on how you counted, she said to me with all candor, 'The bench is short.' And I responded without candor that there was a retiring member of the Senate that I thought could get qualified because of his years of service as a member of the House, a member of the Senate, and his years of service in dealing with many of the multifaceted issues we deal with on a daily basis.

"But the choice is hers. And I recognize that and I respect that. And now the choice is ours because whoever is to become the Director of the Office of State Planning, we bear some of that responsibility because for what we are doing at this moment, the choice would be exclusively only hers. But the framers of the constitution did not intend for it to be the Governor's and the Governor's alone, but added the burden of responsibility to the Senate.

"The biggest question in my mind with Mr. Mayer is his tenure in Hawai'i—it's five years or four years, regardless of, you can accept either number. That's the biggest concern for me. And of the tenure it has been almost exclusively on one island, the Friendly Isle. It raises serious questions about his overall knowledge of the State of Hawai'i. It raises questions about his understanding of Volcano on the Big Island, of Poipu on Kaua'i, and how people may feel about different issues there. It raises serious questions about how he may have viewed Kihei of yesterday or Wailea of yesterday versus the Kihei and Wailea of today. It raises questions about his

intimate knowledge of the frustration on the neighbor islands of traffic, from Lihue to Kapaa everyday and back.

“Mr. Mayer has claimed in a letter to all of us that he is qualified because of his work with the Moloka‘i E.C., the Economic Council. He sent to all of you today, or yesterday, the American Institute of Certified Planners—it looks like this; you received it in your email. So we had the opportunity to look at the American Institute of Certified Planners and what it does. On page two of the American Institute of Certified Planners sent to you, there is a section called ‘Not Generally Considered Professional Experience.’ Bullet No. 5 is community organization. The MEC is wholly about community organization. The Moloka‘i Livestock Cooperative is a community-based slaughterhouse. And I ought to know because OHA, when I was a member, funded half of the cost of the livestock cooperative. It is a community organization.

“The American Institute of Certified Planners requires that individual to be a current member of the American Planning Association—he is not; be engaged in professional planning, either currently or in the past, as defined by the American Institute of Certified Planners—to the best of our knowledge, he is not; have completed at the time of application submission, one of the combinations of education and corresponding years of professional planning experience listed in the chart below. You must also meet the following criteria: If you have a graduate degree in planning from a planning accredited board, you must in addition to that, have a total number of two years of planning experience. If you have a bachelor’s degree in Planning, accredited by the Planning Accredited Board, you must have three years of planning experience as a requirement. If you have a graduate degree in planning from an unaccredited planning accredited board, you must also have three years, regardless. If you have any other postgraduate or undergraduate degree, you must have four years of planning experience as a requirement. If you have no college degree, you must have eight years.

“Mr. Mayer has a college degree. It is in Art. He received his degree in art in 1996. As best as our Committee could ascertain, for the next twelve months, he worked as a ship carpenter. The next six months he worked as a boat salesman, and in the following six months as a manager of a boatyard. He then spent the next two years as a writer who lived in the Yukon Territory and wrote a novel. And he started two other books that are still works in progress. And then over the next twelve months, he was a resident manager of a farm in New York.

“I would like to read to you the qualifications of former directors of planning. The director who served from ’86-’91 at age 48 earned a bachelor’s degree, a master’s degree, a degree in jurisprudence, was a graduate of the University Institute for Educational Management and was a Harvard graduate of the School of Business. The director of OSP during years ’95-’96 who was appointed in his 40’s earned a master’s of science in urban planning from Massachusetts Institute of Technology and earned a master’s of science in architecture from Harvard University. The director who served Hawai‘i from the years ’96-’97 among other things earned a master’s of science in business administration from the Wharton School of Business. The director who served at age 50, from 1999-2002 was a graduate of the American Institute of Planning and was a certified planner. Finally, the director who served in her mid-40’s during the years ’06 and ’07 has a J.D. in environmental law and also was an elected member of the Board of Education. These qualifications are significantly different than the nominee before us.

“In an article written March 30, 2008, entitled ‘Moloka‘i Ranch: cooperation can bring rebirth’ . . . My colleague on my left is trying to change his vote. He has problems of

inadequacy. This was an effort to refocus my attention. It won’t work.

“As I said earlier, in an article dated March 30, 2008, entitled ‘Moloka‘i Ranch: cooperation can bring rebirth,’ this individual said, ‘Let us provide some potential examples of what might be possible in order to start the discussion going. But the real decisions would have to be up to the people of Moloka‘i.’ Then he says, ‘one, ecotourism,’ and he went on to say, ‘back country explorations, respect for native values and natural resources, eco-minded visitors, and reviving the historic ponds. Two, environmentally friendly ranching,’ and he talked about ‘grass range-fed beef that restaurants and consumers are now looking for, and perhaps going beyond cattle, range-fed buffaloes might be worth pursuing. Three, organic crops—the growing demand for organically grown fruits and vegetables.’ Then he went on, ‘four, energy self sufficiency. Moloka‘i can become a leader in moving toward energy self sufficiency, including the possibility for photovoltaic cells on almost every rooftop or perhaps a 10- to 15- to 20-acre field devoted to producing energy. The list could go on and on,’ he says. ‘The major point of purchasing Moloka‘i Ranch, however, is not this economic activity or that one, but rather empowering the people of Moloka‘i to take control of their own island and their own economic future.’

“This from Tom Dinell—an emeritus professor of urban and regional planning at the University of Hawai‘i Manoa, a fellow of the American Institute of Certified Planners, and a planning consultant—‘this is the quality of planners, the out-of-the-box thinking, as opposed to a 200-unit, pentamillionaire development at Laau Point, where 103 beachfront lots will be sold for a net value—net, not gross—of \$5 million, hence the term penta, and across the street, mauka of the beach, 97 lots for \$1 million net—not gross. This is the difference between a planner and someone who may have arrived on an island and sees things as they are, and not as they could be. This is the kind of issues that I believe are more responsive to the community from a planner.’

“I would like to close for now and address some of the concerns that the Governor raised, primarily that the bench was light. I don’t know if the bench is light, but that’s not a good enough reason. Regardless, what we do know is that 1,900 people were laid off from Aloha Airlines, and another 150 who worked for ATA with Aloha, and another 120 from MPL when the Ranch closed its doors. That’s over 2,000 unemployed workers. Maybe in that pool we might find someone with a few more years of experience, with a little more familiarity with the eight islands and beyond, and with some inherent sensitivity and concerns for all of the people because of the length of tenure in Hawai‘i, regardless of whether they were born here or came to our shores and were welcomed as residents.

“I urge you, members, to consider these points of view because I have a feeling that for those of you who understand, no explanation is necessary. But for those of you who do not understand, no explanation is possible. Thank you, Madam President.”

Senator Slom rose to speak in support of the measure and said

“Madam President, I feel compelled, after those last remarks, to rise in support of Gov. Msg. No. 258 in support of Abbey Mayer.

“Oh, so many things; where do we begin? Why don’t we begin with the fact that there were three hearings—two on Oahu and one on Moloka‘i. I do congratulate the Chairman of the Committee for making CDs available, and I availed myself of the opportunity to listen to the testimony. I did get a chance to watch parts of the last hearing when, at the end of the hearing, all four members of the Committee that were present voted in

favor and in support of the nominee. Yes, they all did so with reservations, with concerns; that's fine. But they did vote to support. So imagine my surprise this morning when the Chairman did not rise in support of the nominee.

"Let's go over just a few of the things that were just said, for your consideration. First of all, I had never met Mr. Mayer prior to this process. I had an opportunity to talk with him. I received written communications, as did you all, as did the Chairman just referred to a few minutes ago. But I found him to be honest and forthright and someone who is really concerned about not only the position that he had been nominated for by the Governor, but also for the people of this state. It's interesting to me that one of the complaints about the nominee is that he only spent most of his time on the island of Moloka'i. Now, had he spent his time on Oahu, I'm sure he would have been criticized for not spending any time on Moloka'i. I think that a great deal is learned by being from or living on a neighbor island because, as our neighbor island colleagues in this Body know, their problems, their concerns are much different and much more severe than some of the things that we take for granted here on the island of Oahu.

"Mr. Mayer, in his hearings, enjoyed broad and diversified support from some individuals and organizations that normally you would have anticipated to have been more critical or in opposition, such as the carpenters union, and the Office of Hawaiian Affairs, and a number of state agencies and individuals as well. So he was criticized for living primarily on Moloka'i. I don't remember any questions that he was asked—either in writing or in either of the three hearings—that he did not answer. It comes back to the same kind of consideration that we look at anytime we have any person that we're considering. We may not like the answers; we may not agree with the answers; we may in fact have our own answers. I find that most of the time at this Body. But that doesn't mean that those answers are wrong. It doesn't mean that the person is less qualified.

"Then today for the first time I heard another criticism—my god, he's too young. We need to have people that are older. But I guess that goes along with the retirement age of judges as well. So you've got to be in your 70's or 80's for that. If you want to be in the U.S. Senate from Hawai'i, you've got to be in your 80's or 90's. So I guess when we say that we really want younger people and we want a change in command and we want people to learn and to do things, and from their perspective I guess we really don't mean it in this Senate.

"The part about the framers of the constitution giving us ultimate power of confirmation—absolutely true. I absolutely support that, absolutely believe in it. However, the last couple of years, what this Body has sought to do with this Governor only is to very carefully and methodically and surgically strip away powers that every executive has held for 50 years in this position, as a matter of fact. And the people that the last speaker talked about had all been appointees without Senate confirmation by the executive branch.

"I don't know about this alleged conversation with the Governor. Doesn't sound like the Governor's term though. First there was the quote 'The bench is short.' Then the quote became 'The bench is light.' I don't know whether the Governor really said that or not. It doesn't sound like the Governor. But whether she did or not, I can't believe—knowing the Governor—that she would not nominate the best possible person and having complete confidence in that person.

"We used to also as a Body, other than those positions specifically given to us for confirmation, we had faith and confidence in the Governor's executive ability. We still had the ability to look over qualifications of those individuals. And we're doing so here. And now that we've made a change—not

envisioned by the framers of our constitution but we made the change, as we did in other areas as well—that's fine; we should do so. But really, frankly to me it looks like really digging and scratching to find something.

"For example, the bachelor's degree in art from, what's that—Yale University—I think that may be up there on par with Harvard and the University of Pennsylvania's Wharton School. It's not an online institution. And in majoring in art, I believe also if one were to look at what the nominee also studied, that he had a broad range of studies. I remember just a little while ago this Body approved a wonderful nominee and candidate for the second highest court in this state. And what was her background? Biology. What was her first job, what brought her to Hawai'i? Working with orchids in Waimanalo. But that didn't seem to be a bar to her experience in the law after she got her law degree.

"See, I guess I'm from the old, old, old school so by those qualifications maybe I should be appointed to something. I'm from the old school. I would rather have a person that has a broad breadth of experience and knowledge and hands-on working experience in a number of different areas. And I think the public in Hawai'i for some time now has tired of experts and people that have maybe on paper a great deal of academic knowledge but don't have the ability to have those kinds of jobs and those kinds of vocations that bring them in contact with most of us ordinary people.

"So instead of condemning the nominee for being too young, for only living primarily on Moloka'i but not really inquiring as to his knowledge on the other islands when we had plenty of opportunity to do so—and I don't think you're going to find that he is ignorant of those other islands or those other issues—I think we do a real disservice. And I think that goes far beyond our solemn duty of advise and consent.

"And then we talk about Aloha Airlines and ATA, we talk about things that are really beyond the purview of this or any other nominee. When we talk about transportation problems on Maui, we have a Department of Transportation. We have a Legislature that's responsible for broad policy and also has been responsible for raiding the highway fund. So these are other issues. To put them all on the responsibility of one nominee—whether it be this one or apparently the speaker's choice, Mr. Dinell or someone else—is unfair to that nominee. Experience, ability, working with other people, and their belief in what this person can do—that should be paramount. When I hear some of these other side issues, though, I'm really concerned that we are doing things outside of—what I read in terms of the three hearings—the decision that was made by the Committee members in those hearings. So I don't know where there is additional information. But as I say, all questions to the nominee both in writing and in person were asked; they were answered.

"I do know at the final hearing that the Chairman was most concerned because there were some e-mails that were identical. They were form letter e-mails, and the Chairman made a big issue about that. My god, can you imagine us getting any form e-mails. Oh, yeah, there were hundreds of them on the Superferry. There are hundreds of them everyday on the coqui frog. We get them on every other issue. I dismissed them as they should have been dismissed, other than this is the feeling of these people. They want to support or oppose that issue. To make an issue of the form itself is not fair when it goes on for so many other people and for so many other issues on a daily basis, and the Chairman and every member of that committee knows that.

"So what are we left with in the end? I don't think, as I say, that the Governor ever said this is a short list, this is a light bench, it's a short bench, or anything else. The Governor is not

like that. She would not send someone down to you that did not have those qualifications. Those people that testified would not have testified in support if they did not feel he had those qualifications. And I just, as I say, can't find the reasons for why the support with reservations changed after the hearing that we had.

"An art degree? It seems okay to me because planning is an art, and you need all of the experience that you can get and all of the people that you've come across. The knowledge of the state—we could have, maybe should have quizzed the nominee on his knowledge of the state. But the fact of the matter is, as the Chairman said, we can ask about what his positions may have been for local issues when he wasn't here or we can be concerned about what the issues are currently. But if we're talking about planning, isn't that something we should be concerned about in the future? And I have not heard anything in those three hearings or today that diminishes my support for this nominee.

"And I would request a Roll Call vote, Madam President. Thank you."

Senator Sakamoto rose to speak in opposition as follows:

"Madam President, I rise in opposition.

"Perhaps the Senator from Hawai'i Kai certainly would be better having worked with the bank working with small businesses. I think there are many people who could do a much better job than the nominee, especially, briefly, the director shall have training in the field of urban or regional planning, public administration or related fields, experience in programs or services related to government planning, experience in supervisory, consultative, administrative management, again repeating some of the Kahaluu speaker's, but the office, state comprehensive planning and program coordination, strategic planning, planning coordination and corporation information, on and on.

"If indeed the proponents of this measure—other than he's a good guy, other than he's my son, my sister, my brother, my friend, I did aikido with him, I know him, I live next to him—they haven't articulated that he's qualified to do these things. Going to a university, any university, certainly that's a challenge and that's a good thing. But in my mind, clearly he doesn't meet the requirements that are called for in the statute and if he meets them minimally, is that what we want? Do we want our state to be minimally moving along or not moving along at all? Thank you."

Senator Hemmings rose to speak in rebuttal and said:

"Madam President, I rise for the second time to speak in favor of the nominee in rebuttal to some of the presentations prior.

"I'm having a difficult time understanding some of the opposition, especially the prior speaker. I don't remember anybody talking about aikido or training. HRS §225, which has been quoted twice by the opponents of this nominee, talk about training and experience. I won't read into the record the very long presentation by Mr. Mayer, but that's exactly what he's had, and the best kind of training in the world—on-the-job training—and development and planning everything from the executive director of the Moloka'i Livestock Corporation to executive director of Ke Aupuni Lokahi to the Moloka'i Enterprise Community. He's eminently qualified with training and experience under the dictates of HRS §225.

"Another perspective that I think we can consider is we're not here to judge who could have been nominated. We're asked to pass a fair and impartial judgment on who is nominated—Abbey Seth Mayer. So it's a non-sequitur about who could be

nominated. Abbey Seth Mayer has been nominated. He's qualified by his training and experience and he's a good man.

"This perverse localism of tenure in Hawai'i is something that is very troubling because it reeks of a much more serious problem in our society. I was born and raised in Hawai'i and I know for a fact there are some keiki 'o ka 'aina that were born and raised in Hawai'i that have absolutely zero qualifications to do this job. And I also know there are some very akamai people who we actually contract to come from outside our environment to come to Hawai'i to help us with the problems we face. So being five years here or twenty-five years here does not necessarily qualify you or disqualify you. It depends who you are and where your heart is.

"College degree—my gosh, my gosh, my gosh. I think all of us here are practicing the art of political science on a daily basis, and I don't know how many of us have a college degree in political science or senatorial skills. But I do know we're all pretty akamai people; otherwise we wouldn't be sitting here because it's very difficult to get elected. So we're qualified. I know some of the most successful people in my life—some people who have become very wealthy or have been successful in altruistic pursuits—have no college degree. They're brilliant people because they taught themselves empirically. And hearing some of the background of Abbey Seth Mayer, I would say he might be one of those types of people.

"One of the arguments that was brought up—really, I want to thank the Chairman of the Water and Land Committee for bringing it up because it strikes really at the heart of what this issue's all about—it's about the battle that I talked about and I recently spoke in favor of between growth and no growth, and between the hard choices which we in Hawai'i have to make in sometimes putting band aids over specific problems without addressing the larger problem, the people of Moloka'i—7,500 of them approximately—the vast majority are good, hardworking people. But as we said earlier, there are some extremists on both ends of the issue of growth. Moloka'i desperately needs an economic base. The good people of Moloka'i are suffering. They have a high degree of economic dependency on resources provided by government, such as TANF funds and food stamps and other aid to people in need of assistance. And they're getting it. And they're getting it mostly from the hardworking, taxpaying people of areas such as Oahu, where we have to deal daily with the ills of excessive growth.

"We hear often about we don't want growth here because of sacred land or other reasons that are interesting at best. I would say, if you want to look at it that way, all land in Hawai'i is sacred. Or if you want to look at it another way, none of it is. I'd say reasonable people would determine that in some areas we shouldn't have growth—just to preserve the asset as it is. In other areas because of the dire necessity for growth, we're going to have to capitulate. I don't think there's anything wrong with, and I'm intimately aware and have been part of La'au Point. I don't think there's anything wrong with homes being put there. And if I was living on Moloka'i, I would tell you I would much rather have an isolated community of big spenders than a sprawling, sprawling community of otherwise dependent people because there's no economic development. You might say it's a tradeoff, but it's one that might be worth making. All of this addresses the issues that we face as a community, and there are no absolute right or wrong answers.

"But I would suggest to us who have to make a decision on the qualifications of this gentleman for this job at this time that he's a good choice. That he is a man that can balance—and having probably lived in one of the most contentious arenas in Hawai'i—he can balance the interests of conservation with necessary growth. I would urge my colleagues to vote on what's good and right for the State of Hawai'i on this nominee. And if you do so, I'm convinced you'll vote on the Roll Call

vote that has been requested in favor of the nominee. Thank you, Madam President.”

Senator Hooser rose to speak in opposition as follows:

“Madam President, I rise with brief remarks in opposition to Gov. Msg. No. 258.

“I think the Chair of the Water and Land Committee said it very well and I won’t go and repeat all of what he said and I’d like into the records his remarks placed as if they were my own. I’m standing here to support the Chair of the Committee and believe that the underlying issue, for me, which was reflected in the Chair’s remarks are about qualifications.

“I was not born here in Hawai‘i and I don’t know what the magic number is, but this is about the Director of the Office of Planning. I believe that historical context is critical for such an office. I think the message that we’ve been working on here in the Senate over the past couple of years is the message of sustainability. It’s a message and an effort to strengthen the planning processes of our state and to hold our state accountable to planning properly. And I believe that someone who is going to lead that department should have an historical context because in order to go toward the future I think you need to know about the past. And I don’t know what the magic number is, but I don’t feel comfortable that four years gives the person that historical context.

“I have no doubt that the nominee is a good person, a hardworking person, bright and well meaning. But I am troubled by the lack of historical context. I’m troubled by the lack of experience, and all of the other issues of the Chairperson of the Water and Land Committee. So again I stand in support of the Chair and urge my colleagues to do the same. Thank you, Madam President.”

Senator Tokuda rose to speak in favor with reservations and stated:

“Madam Chair, while I will be voting in support of the nominee, I will be doing so with strong reservations. Like many of you, I, too, have concerns over whether or not his experience and credentials are sufficient to meet the position requirements as set forth in HRS §225M-2. It is not the first time that this Administration has appointed an individual who lacked the statutory requirements, and I hope that in these final years this does not continue to be a practice.

“This being said, there are also a few qualifications that are not set in statute but that are very important to me as I consider any nomination put before for advise and consent. One is that the nominee be willing to work and communicate openly with the Legislature and base their recommendation on what is best for the state and for the people of Hawai‘i. Since his appointment to this position it has been my experience as Chair of the Agriculture and Hawaiian Affairs Committee and as a member of the Water and Land Committee that Mr. Mayer is able and willing to do this.

“The second is that the nominee recognizes that the strength of any leader is his team, and that they have engendered the support, confidence, and loyalty of his staff. I have spoken personally with individuals with whom I trust within the Office of State Planning and have received positive reviews. They have indicated to me that this has created a new environment, a positive environment in their office, and that he truly listens to their ideas and concerns and has embraced the agency’s mission and is committed to moving it forward.

“As I have stated before, it is my sincerest hope that Mr. Mayer continue to exemplify the qualifications I have just mentioned. In particular I hope that Mr. Mayer was genuine when he indicated to me his intentions to continue to heed the

wisdom and engage the members of his staff as the Director of the Office of State Planning. There are highly qualified individuals within this office who have extensive planning experience and institutional knowledge. And one of the challenges that I hope Mr. Mayer will embrace is finding ways to use their knowledge and experience to help him move this office forward.

“I have long believed that this is a very important agency within state government. In fact I believe that the functions and the potential within the Office of State Planning are so critical that the day will soon come when it should be its own department. For that reason I do not take this appointment lightly and will continue to work to insure that this office remains on course and is poised to do even more for the benefit of our state.

“Despite my strong reservations, and respecting the views of my colleagues with whom I disagree, and not necessarily supporting the views indicated by those who do agree with me, from what I have heard from members of his staff, from members of the community, and Mr. Mayer himself, I will be voting in support of his confirmation. Thank you, Madam Chair.”

Senator Kokubun rose to speak with reservations and said:

“Madam President, I also stand in support with reservations as I did as a member of the Water and Land Committee.

“I am troubled by Mr. Mayer’s lack of living here in Hawai‘i for many years. But I think if he was going to live in Hawai‘i to get a true flavor of what it’s like to live here, Moloka‘i would be the place to do that. I hear you’re immediately immersed into not only the cultural aspects of that community but the fire and brimstone of that community as well. And I think he has become, in a sense, a victim of that fire and brimstone as well. I think he is sincere and I think he will do a good job there primarily, as the former speaker said, because of the strength of the staff at the Office of Planning.

“Drawing from my own experience, I was appointed to be the deputy planning director for the County of Hawai‘i, and I don’t have a degree in planning but I did serve on the County Council prior to that, so that gave me some insight into the legislative concerns about land use planning. But when I was appointed to that position and I assumed that role, it was so critical for me to get input and support from staff. They are really the ones who provide, through their institutional history and institutional memory, a lot of the guidance I think for the decisions that go on at the planning department for the Big Island. And when I think about that and apply that to the situation here, I’m heartened by the show of support by many of the staff who have served at the Office of Planning for decades.

“And it’s true; I think that Mr. Mayer has involved them in much detailed discussion about how they want to proceed and what direction they want to take there. And it’s inclusive. My sense is that given the support from the staff that he will continue to listen to them and use them in the way that will help guide that office. So I think for me that was a very strong factor in voting to support him at this time. Thank you.”

Senator English rose to speak in opposition and stated:

“Madam President, members of the Senate, usually I guard my votes very, very judiciously and hold the privilege of voting to be very sacred. So this ‘no’ vote is outside of that norm. And the reason that I have to vote ‘no’ is really for the many people in my district on Moloka‘i that communicated that to me.

“I think that in our deliberations we have to balance a whole lot of bits of information and lots of varying points of view.

But ultimately we have to come to a vote and take a vote, and so all of us have to make a decision. Mine has been through a lot of contemplation, a lot of consultation with the people on Moloka'i, which is my district. And many of them have said that they just don't feel that the applicant is qualified. Personally, I look at work product. I look at outcomes, and from Mr. Mayer I requested things and I got things, and that's more than I can say from the previous director. I asked for maps, and maps came. I asked for an alternative thinking on important ag lands, and he did it. So we have to weigh work product and outcomes against degrees and qualifications. But with all of that said, I regrettably have to vote 'no.' So this vote is for those people on Moloka'i.

"And a final note, Madam President, is that should Mr. Mayer not be confirmed here today, I hope the people on Moloka'i will welcome him home with aloha and help him to find gainful employment in that community and reintegrate back into Moloka'i. 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, 13. Ayes with Reservations, 8 (Baker, Bunda, Espero, Hanabusa, Kokubun, Nishihara, Taniguchi, Tokuda). Noes, 12 (Chun Oakland, English, Fukunaga, Gabbard, Hee, Hooser, Ige, Inouye, Kim, Menor, Sakamoto, Tsutsui). Excused, none.

At this time, Senator Hemmings introduced Mr. Mayer to the members of the Senate.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 3, 2008

Stand. Com. Rep. No. 3302 (S.R. No. 47, S.D. 2):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 47, S.D. 2, entitled: "SENATE RESOLUTION URGING ASSOCIATIONS OF APARTMENT OWNERS AND CONDOMINIUM UNIT OWNERS' ASSOCIATIONS IN THE STATE TO DEVELOP EMERGENCY AND EVACUATION PLANS FOR RESIDENTS, INCLUDING PROVISIONS FOR SENIORS AND RESIDENTS WITH SPECIAL HEALTH NEEDS," was adopted.

Stand. Com. Rep. No. 3303 (S.C.R. No. 85, S.D. 2):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 85, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION URGING ASSOCIATIONS OF APARTMENT OWNERS AND CONDOMINIUM UNIT OWNERS' ASSOCIATIONS IN THE STATE TO DEVELOP EMERGENCY AND EVACUATION PLANS FOR RESIDENTS, INCLUDING PROVISIONS FOR SENIORS AND RESIDENTS WITH SPECIAL HEALTH NEEDS," was adopted.

Stand. Com. Rep. No. 3304 (S.R. No. 132, 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. 132, S.D. 1, entitled: "SENATE RESOLUTION ACKNOWLEDGING THE WORK OF THE STATE FOUNDATION ON CULTURE AND THE ARTS IN SUPPORTING ARTS AND CULTURE IN HAWAII, AND REQUESTING THAT AS AGENCIES MOVE FROM THE NO. 1 CAPITOL DISTRICT BUILDING, THE VACATED SPACE SHALL BE ASSIGNED TO THE STATE FOUNDATION ON CULTURE AND THE ARTS AND THE STATE ART MUSEUM," was adopted.

Stand. Com. Rep. No. 3305 (S.C.R. No. 225, 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. 225, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ACKNOWLEDGING THE WORK OF THE STATE FOUNDATION ON CULTURE AND THE ARTS IN SUPPORTING ARTS AND CULTURE IN HAWAII, AND REQUESTING THAT AS AGENCIES MOVE FROM THE NO. 1 CAPITOL DISTRICT BUILDING, THE VACATED SPACE SHALL BE ASSIGNED TO THE STATE FOUNDATION ON CULTURE AND THE ARTS AND THE STATE ART MUSEUM," was adopted.

Stand. Com. Rep. No. 3306 (S.R. No. 118, 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. 118, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE NATIONAL DISASTER PREPAREDNESS TRAINING CENTER TO DEVELOP A PROGRAM FOR PRIVATE, GOVERNMENTAL, AND NON-PROFIT ENTITIES WITH AN EMPHASIS ON AT-RISK COMMUNITIES," was adopted.

Stand. Com. Rep. No. 3307 (S.C.R. No. 204, 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. 204, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE NATIONAL DISASTER PREPAREDNESS TRAINING CENTER TO DEVELOP A PROGRAM FOR PRIVATE, GOVERNMENTAL, AND NON-PROFIT ENTITIES WITH AN EMPHASIS ON AT-RISK COMMUNITIES," was adopted.

Stand. Com. Rep. No. 3308 (S.R. No. 59, 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. 59, S.D. 1, entitled: "SENATE RESOLUTION CALLING ON THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A TASK FORCE TO ESTABLISH PROTOCOLS AND TRAINING PROGRAMS FOR FIRST RESPONDERS IN CHILD PROTECTIVE AWARENESS SKILLS," was adopted.

Stand. Com. Rep. No. 3309 (S.C.R. No. 105, 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. 105, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING ON THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A TASK FORCE TO ESTABLISH PROTOCOLS AND TRAINING PROGRAMS FOR FIRST RESPONDERS IN CHILD PROTECTIVE AWARENESS SKILLS," was adopted.

Stand. Com. Rep. No. 3310 (S.C.R. No. 125, 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. 125, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO RESEARCH AND STUDY EARLY PAROLE ELIGIBILITY PROGRAMS THAT REDUCE THE MINIMUM PERIOD OF TIME THAT HAWAII INMATES MUST WAIT TO BECOME ELIGIBLE FOR PAROLE," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3311 (S.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.R. No. 64, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY

TO RESEARCH AND STUDY EARLY PAROLE ELIGIBILITY PROGRAMS THAT REDUCE THE MINIMUM PERIOD OF TIME THAT HAWAII INMATES MUST WAIT TO BECOME ELIGIBLE FOR PAROLE,” was adopted with Senator Slom voting “No.”

Stand. Com. Rep. No. 3312 (H.C.R. No. 111, H.D. 1, 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. 111, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING HAWAII’S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATIVE INCENTIVES FOR PUBLIC HOUSING TENANTS TO TRANSITION INTO PERMANENT HOUSING,” was adopted.

Stand. Com. Rep. No. 3313 (S.R. No. 83):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 83, entitled: “SENATE RESOLUTION SUPPORTING THE ‘DIVIDED WE FAIL’ CAMPAIGN,” was adopted.

Stand. Com. Rep. No. 3314 (S.C.R. No. 153):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 153, entitled: “SENATE CONCURRENT RESOLUTION SUPPORTING THE ‘DIVIDED WE FAIL’ CAMPAIGN,” was adopted.

Stand. Com. Rep. No. 3315 (S.C.R. No. 222):

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. 222, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING STATE DEPARTMENTS TO CONVERT EXEMPT EMPLOYEES TO CIVIL SERVICE IN ACCORDANCE WITH ACT 253, SESSION LAWS OF HAWAII 2000, AND ACT 300, SESSION LAWS OF HAWAII 2006,” was adopted with Senators Hemmings, Slom and Trimble voting “No.”

Stand. Com. Rep. No. 3316 (S.C.R. No. 119):

Senator Ige moved that Stand. Com. Rep. No. 3316 and S.C.R. No. 119, be adopted, seconded by Senator Whalen.

Senator Trimble rose to speak in opposition as follows:

“Colleagues, my concern about S.C.R. No. 119 is that it encourages or requests that DLNR lease 13.2 acres for a very worthy cause. And I’m not talking about the worthiness of the cause. My concern is the suitability of the property for the use that it will be put to.

“We spent a great deal of time this morning talking about planning. I think that this Body did not do due diligence in terms of the suitability of the property for its intended use. If we’re concerned about rising sea levels, if we’re concerned about the land-water interface, if we’re concerned about flooding or tsunamis, we should at least examine those issues before we request that a property be leased for a specific use.

“In conclusion, let us remember that all the good property has already been put to use. So we’re talking about marginal property at best. 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. 119, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE APPROXIMATELY 13.2 ACRES OF STATE-OWNED PUBLIC LAND NEAR KE’EHI LAGOON,” was adopted with Senator Trimble voting “No.”

At 1:07 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:27 p.m.

THIRD READING

H.B. No. 2559, H.D. 2, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Ige and carried, H.B. No. 2559, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

H.B. No. 2920, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Ige and carried, H.B. No. 2920, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FRAUD PREVENTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

H.B. No. 3175, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Kokubun and carried, H.B. No. 3175, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE FISHING REPORTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

H.B. No. 2697, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Hee and carried, H.B. No. 2697, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

H.B. No. 2085, H.D. 1, S.D. 1:

Senator Tokuda moved that H.B. No. 2085, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Tokuda then offered the following amendment (Floor Amendment No. 5) to H.B. No. 2085, H.D. 1, S.D. 1:

SECTION 1. House Bill No. 2085, S.D. 1, is amended by amending Section 1, page 2, lines 6-12, by deleting the language that the board of the agribusiness development corporation would benefit from having some of its members possess expertise in certain secondary industries related to agriculture such as wholesale, retail, and distribution, packaging and processing, transportation and shipping, and venture capital.

SECTION 2. House Bill No. 2085, S.D. 1, is amended by amending Section 1, page 2, line 13 to page 3, line 2, by deleting the language that requires four members of the board of the agribusiness development corporation to have knowledge, experience, and expertise within certain specified secondary industries relating to agriculture, and replacing it with the following:

“The purpose of this Act is to improve the effectiveness and leadership of the agribusiness development corporation by expanding the fields of which members of the board of the agribusiness development corporation are required to possess knowledge, experience, and expertise to include retail,

wholesale, and distribution involving agricultural products, packaging and processing of agricultural products, transportation and shipping of agricultural products, or venture capital involving agricultural businesses.”

SECTION 3. House Bill No. 2085, S.D. 1, is amended by amending Section 2, page 3, lines 11-21, by deleting the proposed new language (page 3, lines 16-18) that provides that at least four members of the board of the agribusiness development corporation meet the requirement of having knowledge, experience, and expertise within specifically enumerated secondary industries related to agriculture, and replacing it with the following:

“The eight members shall be selected on the basis of their knowledge, experience, and proven expertise in small and large businesses within the agricultural industry, agricultural economics, banking, real estate, finance, promotion, marketing, ~~and~~ management~~[-]~~, retail, wholesale, and distribution involving agricultural products, packaging and processing of agricultural products, transportation and shipping of agricultural products, or venture capital involving agricultural businesses.”

SECTION 4. House Bill No. 2085, S.D. 1, is amended by amending Section 6, at page 5, line 16, by amending the phrase, “requiring at least four members of the board” to read, “requiring members of the board”.

Senator Tokuda moved that Floor Amendment No. 5 be adopted, seconded by Senator English.

Senator Tokuda noted:

“This amendment is being offered due to a premature filing error. As such, the recommended changes adopted by the Committee was not adequately reflected in either the committee report or the S.D. 1. The amendment that being offered today deletes the proposed new language that provides that at least four members of the board of the Agribusiness Development Corporation meet the requirement of having knowledge, experience and expertise within specifically enumerated secondary industries related to agriculture, and replacing it with language that would require those secondary industries to be added to the list of areas of expertise that should be considered and covered by board members when appointing members. All other substantive and nonsubstantive amendments proposed in the S.D. 1 were reflected in the S.D.1. I would ask for your favorable consideration on this floor amendment. Thank you.”

The motion to adopt Floor Amendment No. 5 was put by the Chair and carried.

By unanimous consent, H.B. No. 2085, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION,” was placed on the calendar for Third Reading on Tuesday, April 8, 2008.

H.B. No. 2517, H.D. 1, S.D. 1:

On motion by Senator Tokuda, seconded by Senator Menor and carried, H.B. No. 2517, H.D. 1, S.D. 1, 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, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3298 (H.B. No. 2550, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3298 and H.B. No. 2550, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3299 (H.B. No. 509, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3299 and H.B. No. 509, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3300 (H.B. No. 2062, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3300 was adopted and H.B. No. 2062, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LONG-TERM CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3301 (H.B. No. 2770, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3301 and H.B. No. 2770, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO BRIDGE TO HOPE PROGRAM,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3319 (H.B. No. 3011, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3319 and H.B. No. 3011, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3320 (H.B. No. 2254, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3320 was adopted and H.B. No. 2254, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BANKS AND FINANCIAL INSTITUTIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3321 (H.B. No. 2675, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3321 was adopted and H.B. No. 2675, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3322 (H.B. No. 2326, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3322 was adopted and H.B. No. 2326, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3323 (H.B. No. 2366, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3323 was adopted and H.B. No. 2366, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ORGAN DONOR REGISTRY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3324 (H.B. No. 2238, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3324 and H.B. No. 2238, H.D. 1, S.D. 1, entitled: “A BILL FOR AN

ACT RELATING TO PUBLIC HOUSING,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3325 (H.B. No. 2739, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3325 and H.B. No. 2739, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3326 (H.B. No. 2441):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3326 was adopted and H.B. No. 2441, 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, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3327 (H.B. No. 2163, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3327 was adopted and H.B. No. 2163, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMPTROLLER SUPERVISION OF ACCOUNTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3328 (H.B. No. 2527, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3328 and H.B. No. 2527, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SMART GROWTH,” was deferred until Tuesday, April 8, 2008.

Stand. Com. Rep. No. 3329 (H.B. No. 2306, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3329 was adopted and H.B. No. 2306, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3330 (H.B. No. 2761, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3330 was adopted and H.B. No. 2761, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WOMEN’S HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3331 (H.B. No. 2763, H.D. 1, S.D. 1):

On motion by Senator Baker, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3331 was adopted and H.B. No. 2763, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CHILDREN OF INCARCERATED PARENTS TASK FORCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

Stand. Com. Rep. No. 3332 (H.B. No. 2730, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3332 was adopted and H.B. No. 2730, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEGAL REQUIREMENTS FOR

NEIGHBORHOOD BOARD MEETINGS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

H.B. No. 2696, H.D. 2:

On motion by Senator Taniguchi, seconded by Senator Hee and carried, H.B. No. 2696, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE BOARD OF THE JUDICIARY HISTORY CENTER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Inouye).

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 3, 2008

The President made the following committee assignments of House concurrent resolutions that were received on Thursday, April 3, 2008:

House Concurrent Resolution	Referred to:
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H.C.R. No. 124, H.D. 1	Jointly to the Committee on Economic Development and Taxation and to the Committee on Tourism and Government Operations
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H.C.R. No. 230, H.D. 1	Committee on Judiciary and Labor
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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 1:40 p.m., the Senate took the following actions on the following House bills and standing committee reports:

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3415) recommending that H.B. No. 2346, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3415 and H.B. No. 2346, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR,” was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3416) recommending that H.B. No. 2589, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3416 and H.B. No. 2589, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCRAP METAL,” was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3417) recommending that H.B. No. 2255, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3417 and H.B. No. 2255, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LIFE INSURANCE,” was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3418)

recommending that H.B. No. 2450, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3418 and H.B. No. 2450, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3419) recommending that H.B. No. 660, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3419 and H.B. No. 660, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE CIRCUIT COURTS," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3420) recommending that H.B. No. 3249, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3420 and H.B. No. 3249, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3421) recommending that H.B. No. 2700, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3421 and H.B. No. 2700, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3422) recommending that H.B. No. 3422, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3422 and H.B. No. 3422, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3423) recommending that H.B. No. 3377, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3423 and H.B. No. 3377, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3424) recommending that H.B. No. 2456, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3424 and H.B. No. 2456, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3425) recommending that H.B. No. 1365, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3425 and H.B. No. 1365, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLANS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3426) recommending that H.B. No. 2372, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3426 and H.B. No. 2372, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE PLANS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3427) recommending that H.B. No. 2520, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3427 and H.B. No. 2520, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3428) recommending that H.B. No. 2540, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3428 and H.B. No. 2540, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3429) recommending that H.B. No. 2137, H.D. 2, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3429 and H.B. No. 2137, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3430) recommending that H.B. No. 2047, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3430 and H.B. No. 2047, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3431) recommending that H.B. No. 2661, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3431 and H.B. No. 2661, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3432) recommending that H.B. No. 2811, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3432 and H.B. No. 2811, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3433) recommending that H.B. No. 2506, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3433 and H.B. No. 2506, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE AGENCIES," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3434) recommending that H.B. No. 2438, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3434 and H.B. No. 2438, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTES," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the majority of the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3435) recommending that H.B. No. 3386, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3435 and H.B. No. 3386, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3436) recommending that H.B. No. 2519, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3436 and H.B. No. 2519, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3437) recommending that H.B. No. 2040, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3437 and H.B. No. 2040, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII'S ECONOMY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3438) recommending that H.B. No. 3191, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3438 and H.B. No. 3191, H.D. 1, 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, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3439) recommending that H.B. No. 3126, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3439 and H.B. No. 3126, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3440) recommending that H.B. No. 2376, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3440 and H.B. No. 2376, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3441) recommending that H.B. No. 2388, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3441 and H.B. No. 2388, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3442) recommending that H.B. No. 3331, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3442 and H.B. No. 3331, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, April 8, 2008.

Senators Taniguchi and Baker, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3443) recommending that H.B. No. 2408, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3443 and H.B. No. 2408, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3444) recommending that H.B. No. 362, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3444 and H.B. No. 362, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENTS," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3445) recommending that H.B. No. 2704, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3445 and H.B. No. 2704, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HA'IKU VALLEY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3446) recommending that H.B. No. 2302, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3446 and H.B. No. 2302, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3447) recommending that H.B. No. 3348, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3447 and H.B. No. 3348, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3448) recommending that H.B. No. 2395, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3448 and H.B. No. 2395, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3449) recommending that H.B. No. 2386, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3449 and H.B. No. 2386, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3450) recommending that H.B. No. 2922, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3450 and H.B. No. 2922, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3451) recommending that H.B. No. 2005, H.D. 1, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3451 and H.B. No. 2005, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY TECHNOLOGIES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3452) recommending that H.B. No. 2507, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3452 and H.B. No. 2507, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS REDUCTION," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3453) recommending that H.B. No. 3177, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3453 and H.B. No. 3177, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR VIOLATIONS WITHIN THE CONSERVATION DISTRICT.," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3454) recommending that H.B. No. 3176, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3454 and H.B. No. 3176, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES FOR DAMAGE TO STONY CORAL AND LIVE ROCK," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3455) recommending that H.B. No. 3178, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3455 and H.B. No. 3178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES FOR VIOLATIONS ON PUBLIC LANDS," was deferred until Tuesday, April 8, 2008.

Senators Taniguchi and Baker, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3456) recommending that H.B. No. 2781, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3456 and H.B. No. 2781, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," was deferred until Tuesday, April 8, 2008.

Senators Taniguchi and Baker, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3457) recommending that H.B. No. 466, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3457 and H.B. No. 466, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3458) recommending that H.B. No. 2953, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3458 and H.B. No. 2953, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3459) recommending that H.B. No. 2505, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3459 and H.B. No. 2505, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3460) recommending that H.B. No. 1984, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3460 and H.B. No. 1984, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred until Tuesday, April 8, 2008.

Senator Taniguchi, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3461) recommending that H.B. No. 2256, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3461 and H.B. No. 2256, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3462) recommending that H.B. No. 2547, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3462 and H.B. No. 2547, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE

REVENUE BONDS FOR MAUI PREPARATORY ACADEMY," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3463) recommending that H.B. No. 2955, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3463 and H.B. No. 2955, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARCHAEOLOGICAL DATA," was deferred until Tuesday, April 8, 2008.

Senator Baker, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3464) recommending that H.B. No. 2003, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3464 and H.B. No. 2003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ENERGY POLICY FORUM," was deferred until Tuesday, April 8, 2008.

ADJOURNMENT

At 12:00 midnight, the Senate adjourned until 10:00 a.m., Tuesday, April 8, 2008.