

TWENTY-THIRD DAY

Wednesday, February 25, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:37 a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Auntie Mary Kamahele Boyd, Haili Congregational Church, after which the Roll was called showing all Senators present with the exception of Senators Hanabusa, Ihara, and Taniguchi who were excused.

The Vice President announced that he had read and approved the Journal of the Twenty-Second Day.

At this time, the following introductions were made to the members of the Senate:

Senator Espero recognized 2009 as the Year of the Army Non Commissioned Officer Corps, and introduced Lieutenant General Benjamin R. Mixon and Command Sergeant Major Joseph Zettlemoyer.

At 11:47 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 a.m.

HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 13) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 13, transmitting H.C.R. No. 85, H.D. 1, which was adopted by the House of Representatives on February 24, 2009, was placed on file.

By unanimous consent, action on H.C.R. No. 85, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CELEBRATING THE 50TH ANNIVERSARY OF HAWAII'S ADMISSION INTO THE UNION OF THE UNITED STATES AS THE 50TH STATE," was deferred until Thursday, March 5, 2009.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 50) was read by the Clerk and was deferred:

S.C.R. No. 50 SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALO LE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII."

Offered by: Senators Green, Kokubun, Takamine.

SENATE RESOLUTION

The following resolution (S.R. No. 30) was read by the Clerk and was deferred:

S.R. No. 30 "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALO LE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII."

Offered by: Senators Green, Kokubun, Takamine.

STANDING COMMITTEE REPORT

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 444) recommending that S.B. No. 113 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and

S.B. No. 113, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 5, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 445) recommending that S.B. No. 1055 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1055, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 5, 2009.

Senators Sakamoto and English, for the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 446) recommending that S.B. No. 384 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 384, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 5, 2009.

Senators English and Chun Oakland, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 447) recommending that S.B. No. 673 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 673, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 5, 2009.

ORDER OF THE DAY**THIRD READING**

S.B. No. 190, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Green and carried, S.B. No. 190, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hanabusa, Ihara, Taniguchi).

REFERRAL OF HOUSE BILL

The President made the following committee assignments of a House bill that was received on Tuesday, February 24, 2009:

H.B. No. Referred to:

H.B. No. 1188, H.D. 1 Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Thursday, February 12, 2009, and Wednesday, February 18, 2009:

S.C.R. No.	Referred to:
S.C.R. No. 43	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 48	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection
S.C.R. No. 49	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations
S.C.R. No. 50	Committee on Transportation, International and Intergovernmental Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Thursday, February 12, 2009, Tuesday, February 17, 2009, and Wednesday, February 18, 2009:

S.R. No.	Referred to:
S.R. No. 23	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 28	Committee on Public Safety and Military Affairs
S.R. No. 29	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations
S.R. No. 30	Committee on Transportation, International and Intergovernmental Affairs

RE-REFERRAL OF SENATE BILLS

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

S.B. No.	Re-referred to:
S.B. No. 21	Jointly to the Committee on Judiciary and Government Operations and the Committee on Labor and the Committee on Ways and Means
S.B. No. 881	Committee on Ways and Means
S.B. No. 989	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations

ADJOURNMENT

At 11:54 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, March 5, 2009.