

TWENTY-NINTH DAY

Monday, March 16, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:34 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Nathaniel Kinney, Director of Business Development for Council 50, after which the Roll was called showing all Senators present with the exception of Senators Ige and Ihara.

The President announced that she had read and approved the Journal of the Twenty-Eighth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 478 to 488) were read by the Clerk and were placed on file:

Gov. Msg. No. 478, dated March 12, 2009, transmitting a Report on Implementation of the State Plan for Substance Abuse, pursuant to Section 321-195, HRS; a Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to Section 329-3, HRS; a Report on the Coordination of Offender Substance Abuse Treatment Programs, pursuant to Act 161, SLH 2002; and a Progress Report on the Substance Abuse Treatment Monitoring Program, pursuant to Act 40, SLH 2004, prepared by the Department of Health, Alcohol and Drug Abuse Division.

Gov. Msg. No. 479, dated March 12, 2009, transmitting the Biennial Review of Progress Made in 2007-2008 on the Child and Adolescent Mental Health Division's Four-year Strategic Plan, prepared by the Department of Health, Child and Adolescent Mental Health Division, pursuant to Section 321-176, HRS.

Gov. Msg. No. 480, dated March 12, 2009, transmitting a Report Regarding Services for Persons With Developmental Disabilities or Mental Retardation, Directing the Department of Health to Keep Waiting Lists of All Individuals who are Eligible for Services and Supports, but for Whom Services and Supports Have Not Been Provided, and the Reasons for the Lack of Services and Supports, prepared by the Department of Health pursuant to Section 333F-6, HRS.

Gov. Msg. No. 481, dated March 12, 2009, transmitting a Report on the Subsidizing of Residents Living in Apartments and Developmental Disabilities Domiciliary Homes for Individuals, prepared by the Department of Health pursuant to Act 213, Section 39, SLH 2007.

Gov. Msg. No. 482, dated March 12, 2009, transmitting a Report on the Expenditure of all Funds for the Comprehensive Breast and Cervical Cancer Control Program, prepared by the Department of Human Services pursuant to Act 52, SLH 2008.

Gov. Msg. No. 483, dated March 12, 2009, transmitting a Report of the Expenditures Used to Support the Expansion and Integration of the Security Enhancements at Hawaii State Hospital, prepared by the Department of Health pursuant to Act 213, Section 49, SLH 2007.

Gov. Msg. No. 484, dated March 12, 2009, transmitting a Report on the Adult Mental Health Division's Purchase of Service Contracts, prepared by the Department of Health pursuant to Act 213, Section 48, SLH 2007.

Gov. Msg. No. 485, dated March 12, 2009, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS.

Gov. Msg. No. 486, dated March 12, 2009, transmitting the Annual Financial Report for the Newborn Metabolic Screening Special Fund, prepared by the Department of Health pursuant to Section 321-291, HRS.

Gov. Msg. No. 487, dated March 12, 2009, transmitting the State Council on Mental Health's Annual Report on the Implementation of the State Plan, prepared by the Department of Health pursuant to Section 334-10, HRS.

Gov. Msg. No. 488, dated March 12, 2009, transmitting the Annual Report on Forensic Patient Data, Specific to the Hawaii State Hospital, prepared by the Department of Health pursuant to Act 100, Section 334, SLH 2008.

DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 67) was read by the Clerk and was placed on file:

Dept. Com. No. 67, from the County of Maui, Office of the County Clerk, dated March 9, 2009, transmitting Resolution No. 09-23 which was adopted by the Council of the County of Maui on March 6, 2009.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 67 to 73) were read by the Clerk and were deferred:

S.C.R. No. 67 "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON LABOR TO CONDUCT JOINT HEARINGS TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS."

Offered by: Senator Takamine.

S.C.R. No. 68 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A MANAGEMENT AND PERFORMANCE AUDIT OF THE BOARD OF TRUSTEES OF THE STATE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS CONTRACTED BY THE BOARD."

Offered by: Senator Takamine.

S.C.R. No. 69 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR PERFORM A SUNRISE ANALYSIS ON THE LICENSING OF ATHLETIC TRAINERS."

Offered by: Senators Baker, Ige.

S.C.R. No. 70 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR PERFORM A SUNRISE ANALYSIS OF THE REGULATION OF PROFESSIONAL EMPLOYMENT ORGANIZATIONS."

Offered by: Senators Baker, Ige.

S.C.R. No. 71 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE GOVERNOR TO CONVENE A SCENIC BYWAYS WORKING GROUP TO SELECT POSSIBLE SITES STATEWIDE, INCLUDING THE PI'LANI TRAIL ON MAUI, FOR PROPOSED FEDERAL DESIGNATION AS SCENIC BYWAYS."

Offered by: Senators Baker, English.

S.C.R. No. 72 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF

AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII.”

Offered by: Senator Hee.

S.C.R. No. 73 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE’S COMMITMENT TO A COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES.”

Offered by: Senator Hee.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 41 to 44) were read by the Clerk and were deferred:

S.R. No. 41 “SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON LABOR TO CONDUCT A HEARING TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS.”

Offered by: Senator Takamine.

S.R. No. 42 “SENATE RESOLUTION REQUESTING THE OFFICE OF THE GOVERNOR TO CONVENE A SCENIC BYWAYS WORKING GROUP TO SELECT POSSIBLE SITES STATEWIDE, INCLUDING THE PĪ‘ILANI TRAIL ON MAUI, FOR PROPOSED FEDERAL DESIGNATION AS SCENIC BYWAYS.”

Offered by: Senators Baker, English.

S.R. No. 43 “SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII.”

Offered by: Senator Hee.

S.R. No. 44 “SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE’S COMMITMENT TO A COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES.”

Offered by: Senator Hee.

STANDING COMMITTEE REPORTS

Senators Fukunaga and Espero, for the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 870) recommending that S.C.R. No. 24, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 870 and S.C.R. No. 24, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII,” was deferred until Tuesday, March 17, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 871) recommending that S.R. No. 28, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 871 and S.R. No. 28, S.D. 1, entitled: “SENATE RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY,” was deferred until Tuesday, March 17, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 872) recommending that S.C.R. No. 47, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 872 and S.C.R. No. 47, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY,” was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 873) recommending that the Senate advise and consent to the nomination of ROY M. SASUGA to the Motor Vehicle Repair Industry Board, in accordance with Gov. Msg. No. 416.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 873 and Gov. Msg. No. 416 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 874) recommending that the Senate advise and consent to the nomination of WERNER UMBHAU to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 277.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 874 and Gov. Msg. No. 277 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 875) recommending that the Senate advise and consent to the nomination of JOHN K. GIBO to the Cable Advisory Committee, in accordance with Gov. Msg. No. 251.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 875 and Gov. Msg. No. 251 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 876) recommending that the Senate advise and consent to the nomination of WARREN J. FERREIRA to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 248.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 876 and Gov. Msg. No. 248 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep.

No. 877) recommending that the Senate advise and consent to the nominations to the Board of Acupuncture of the following:

ULRIKE WEISS, in accordance with Gov. Msg. No. 279.

RANDALL M. HASHIMOTO, in accordance with Gov. Msg. No. 253; and

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 877 and Gov. Msg. Nos. 279 and 253 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 878) recommending that the Senate advise and consent to the nomination of JOY BERNADETTE YUKIKO SHIMABUKU to the Board of Examiners in Optometry, in accordance with Gov. Msg. No. 273.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 878 and Gov. Msg. No. 273 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 879) recommending that the Senate advise and consent to the nomination of MICHAEL D. TURNER to the Board of Physical Therapy, in accordance with Gov. Msg. No. 276.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 879 and Gov. Msg. No. 276 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 880) recommending that the Senate advise and consent to the nomination of REBECCA H. RHOADES DVM to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 271.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 880 and Gov. Msg. No. 271 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 881) recommending that the Senate advise and consent to the nomination of MAURICE F. TORIGOE to the Board of Electricians and Plumbers, in accordance with Gov. Msg. No. 275.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 881 and Gov. Msg. No. 275 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 882) recommending that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

MARIAN J. GREY, in accordance with Gov. Msg. No. 252; and

CHERYL M. NAKAGAWA RDH, in accordance with Gov. Msg. No. 264.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 882 and Gov. Msg. Nos. 252 and 264 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 883) recommending that the Senate advise and consent to the nomination of RONALD H. NAKAMINE to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 265.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 883 and Gov. Msg. No. 265 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 884) recommending that the Senate advise and consent to the nominations to the Board of Psychology of the following:

CAROL L. NOWAK, in accordance with Gov. Msg. No. 267; and

MARGO I. PETER, in accordance with Gov. Msg. No. 270.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 884 and Gov. Msg. Nos. 267 and 270 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 885) recommending that the Senate advise and consent to the nominations to the Board of Massage Therapy of the following:

OLIVIA B. NAGASHIMA, in accordance with Gov. Msg. No. 263; and

WENDEE J. WILSON, in accordance with Gov. Msg. No. 415.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 885 and Gov. Msg. Nos. 263 and 415 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 886) recommending that the Senate advise and consent to the nomination of LAN K. KAO to the Board of Acupuncture, in accordance with Gov. Msg. No. 258.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 886 and Gov. Msg. No. 258 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 887) recommending that the Senate advise and consent to the nomination of JUDITH A. JORDAN to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 256.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 887 and Gov. Msg. No. 256 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 888) recommending that the Senate advise and consent to the nomination of JAMES S. HOBAN JR. to the State Board of Nursing, in accordance with Gov. Msg. No. 255.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 888 and Gov. Msg. No. 255 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 889) recommending that the Senate advise and consent to the nominations to the Pest Control Board of the following:

ALVIN F. FUKUYAMA, in accordance with Gov. Msg. No. 250; and

ROBERT H. KOIDE, in accordance with Gov. Msg. No. 261.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 889 and Gov. Msg. Nos. 250 and 261 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 890) recommending that the Senate advise and consent to the nomination of DAN F. FUJII DDS, MPH to the Board of Dental Examiners, in accordance with Gov. Msg. No. 249.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 890 and Gov. Msg. No. 249 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 891) recommending that the Senate advise and consent to the nomination of HAROLD R. DECOSTA to the Board of Directors of the Hawai'i Hurricane Relief Fund, in accordance with Gov. Msg. No. 247.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 891 and Gov. Msg. No. 247 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 892) recommending that the Senate advise and consent to the nomination of BRIAN E. CODY to the Hawaii Medical Board, in accordance with Gov. Msg. No. 246.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 892 and Gov. Msg. No. 246 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 893) recommending that the Senate advise and consent to the nomination of MARK E. BROWN to the Board of Pharmacy, in accordance with Gov. Msg. No. 245.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 893 and Gov. Msg. No. 245 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 894) recommending that the Senate advise and consent to the nomination of LEE ANN M. APAO to the State Board of Barbering and Cosmetology, in accordance with Gov. Msg. No. 244.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 894 and Gov. Msg. No. 244 was deferred until Tuesday, March 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 895) recommending that the Senate advise and consent to the nomination of CHARLES A. AKI to the Board of Physical Therapy, in accordance with Gov. Msg. No. 243.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 895 and Gov. Msg. No. 243 was deferred until Tuesday, March 17, 2009.

Senators Espero and Taniguchi, for the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 896) recommending that S.R. No. 20, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 896 and S.R. No. 20, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR

II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was deferred until Tuesday, March 17, 2009.

Senators Espero and Taniguchi, for the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 897) recommending that S.C.R. No. 33, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 897 and S.C.R. No. 33, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was deferred until Tuesday, March 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 898) recommending that S.C.R. No. 42 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 898 and S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO DESIGNATE THE AREA IN HONOLULU BETWEEN KALIHI AND PUNAHOU STREETS, AND THE PALI LOOKOUT AND THE PACIFIC OCEAN AS A NATIONAL HERITAGE AREA," was deferred until Tuesday, March 17, 2009.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 859 (Gov. Msg. Nos. 293 and 294):

Senator Gabbard moved that Stand. Com. Rep. No. 859 be received and placed on file, seconded by Senator Green and carried.

Senator Gabbard then moved that the Senate advise and consent to the nominations to the Endangered Species Recovery Committee of the following:

JOHN T. HARRISON III, term to expire June 30, 2009 (Gov. Msg. No. 293); and

JOHN T. HARRISON III, term to expire June 30, 2013 (Gov. Msg. No. 294),

seconded by Senator Green.

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

Ayes, 22. Noes, none. Excused, 3 (English, Ige, Ihara).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, MARCH 13, 2009

Stand. Com. Rep. No. 860 (S.R. No. 10, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE

AND TO FACILITATE MULTIGENERATIONAL LIVING,” was adopted.

Stand. Com. Rep. No. 861 (S.C.R. No. 7, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 7, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING,” was adopted.

Stand. Com. Rep. No. 862 (S.R. No. 12, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 12, S.D. 1, entitled: “SENATE RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK,” was adopted.

Stand. Com. Rep. No. 863 (S.C.R. No. 15, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 15, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK,” was adopted.

Stand. Com. Rep. No. 864 (S.R. No. 11, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 11, S.D. 1, entitled: “SENATE RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN,” was adopted.

Stand. Com. Rep. No. 865 (S.C.R. No. 14, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 14, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN,” was adopted.

Stand. Com. Rep. No. 866 (S.R. No. 8, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 8, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING,” was adopted.

Stand. Com. Rep. No. 867 (S.C.R. No. 5, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 5, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING,” was adopted.

Stand. Com. Rep. No. 868 (S.R. No. 15, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 15, S.D. 1, entitled: “SENATE RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII,” was adopted.

Stand. Com. Rep. No. 869 (S.C.R. No. 19, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 19, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII,” was adopted.

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

- | H.B. No. | Re-referred to: |
|-----------------------|--|
| H.B. No. 183, H.D. 1 | Committee on Education and Housing, then to the Committee on Ways and Means |
| H.B. No. 1272, H.D. 1 | Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Technology |
| H.B. No. 1405, H.D. 2 | Committee on Economic Development and Technology, then to the Committee on Ways and Means |
| H.B. No. 1464, H.D. 3 | Committee on Energy and Environment, then to the Committee on Ways and Means |
| H.B. No. 1503, H.D. 1 | Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection |
| H.B. No. 1809, H.D. 2 | Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations |

RE-REFERRAL OF MESSAGE FROM THE GOVERNOR

The Chair re-referred the following Governor’s Message that was received:

- | G.M. No. | Re-referred to: |
|-------------------|--------------------|
| Gov. Msg. No. 460 | Committee on Labor |

At 11:40 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:40 p.m.

Senator Baker, Chair of the Committee on Commerce and Consumer Protection, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 1071, H.D. 3; H.B. No. 1316, H.D. 2; H.B. No. 1405, H.D. 2; H.B. No. 1598, H.D. 1; H.B. No. 1604; and H.B. No. 1729.

Senator Baker noted:

“These measures need to lateral to another committee. We missed the deadline this morning by a few minutes and would like to go ahead and consider these measures relating to some taxation of real property; an item for DCCA so that the interests on the general obligation bonds for the renovation of the Old Federal Building comes out of their compliance resolution fund; and two measures that we previously heard, one abolishing joint and several liability for design professionals and another one to provide licensing and regulation of mortgage servicers.”

The Chair granted the waiver.

Senator Baker, Chair of the Committee on Commerce and Consumer Protection, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 704, H.D. 1 and H.B. No. 1504, H.D. 1.

Senator Baker noted:

“On behalf of my colleague, Senator Ige, we wanted to schedule a joint hearing, and so I request a waiver of the 72-hour notice requirement pursuant to Senate Rule 21 in order to hold a hearing with Health and Commerce and Consumer Protection on H.B. No. 704, H.D. 1 and H.B. No. 1504, H.D. 1. The subjects of both of these measures were considered as Senate bills and these measures need to lateral to Ways and Means.”

The Chair granted the waiver.

ADJOURNMENT

At 11:43 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, March 17, 2009.